City of Carpinteria
City Council Regular Meeting Agenda
Monday, May 28, 2024
Council Chamber, 5775 Carpinteria Avenue, Carpinteria, CA 93013

5:30 p.m. Regular Meeting
In-Person and Virtual Participation Options

AMENDED AGENDA – REVISED TITLE OF AGENDA ITEM NO. 10

Attendance/Viewing Options:

- Attend the in-person meeting in City Council Chambers at City Hall (5775 Carpinteria Ave.).
- View the meeting live through the City's website (https://carpinteriaca.gov/city-hall/agendas-meetings/).
- View the meeting on Government Access Television Channel 21 (broadcast live and rebroadcast on the Wednesday and the Saturday following the meeting at 8:00 p.m. and 5:00 p.m., respectively).
- Call 669-900-9128 (and enter Webinar ID 889 0390 2262) to listen to the meeting.
- Join the City's Zoom webinar by CLICKING HERE. Alternatively, you can join the Zoom webinar by logging on to www.zoom.us, downloading the application, selecting "Join Meeting", and entering Webinar ID 889 0390 2262.
- Spanish interpretation will be available at the in-person meeting and through the City's Zoom webinar.

Public Comments

- Provide a live public comment in City Council Chambers at City Hall (5775 Carpinteria Ave.).
- Provide a live comment through the City's Zoom webinar platform (through the link provided above). To make public comments through this platform please use the "raise your hand" feature to notify staff that you would like to make a public comment during designated public comment times. Once it is your turn to provide a public comment, staff will unmute your microphone and you will be given a designated amount of time to provide your comment. At the end of your comment, staff will once again mute your microphone.
- Submit a written comment (as either a general public comment or on a specific agenda item) to be distributed to Council Members by **12:00 P.M. on the day of the meeting** by either submitting your comment via (1) email to PublicComment@carpinteriaca.gov, or (2) the **eComment** link on the City's agenda website available at https://carpinteriaca.gov/city-hall/agendas-meetings/.

Please reference the agenda item to which your comment pertains. Although written comments become part of the record, they will not be read aloud at the meeting.

Please note that the City will make every effort to make the meeting accessible virtually; however, if one of the above virtual attendance/viewing or public comment options is unavailable due to technological issues, you are invited to take advantage of one of the other participation options outlined above (including attending and providing public comment in-person in the City Council Chambers). Additional options may be made available at the meeting.

Levine Act Warning

Applicants and their agents before the City Council are subject to the campaign disclosure provisions detailed in Government Code Section 84308. No City Council Member may accept, solicit, or direct a contribution of more than $250 from any party or agent for 12 months following the date a final decision is rendered by the City. This prohibition commences when an application has been filed, or the proceeding is otherwise initiated. A party to a City proceeding—which includes both applicants and agents—shall disclose on the record of the proceeding any contribution of more than $250 made to any Council Member by the applicant or agent, during the preceding 12 months. No party to a City proceeding, or agent, shall make a contribution to a Council Member during the proceeding and for 12 months following the date a final decision is rendered by the City. Prior to rendering a decision on a City proceeding, any Council Member who received contribution of more than $250 within the preceding 12 months from any party, or agent, to a proceeding shall disclose that fact on the record of the proceeding, and shall be disqualified from participating in the proceeding. However, if any Council Member receives a contribution that otherwise would require disqualification, and returns the contribution within 30 days of knowing about the contribution and the relevant proceeding, the Council Member shall be permitted to participate in the proceeding. If you believe that these provisions apply to you or a Council Member, please inform the City Clerk at the earliest possible opportunity. Failure to do so may affect the City's ability to process your application.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

COUNCILMEMBER(S) REQUEST FOR REMOTE PARTICIPATION UNDER AB 2449: The City Council may consider Councilmember(s) request to participate in the meeting remotely under the regulations of AB 2449 by making the necessary findings and voting on whether the Councilmember(s) may participate remotely.

AGENDA MODIFICATIONS: The City Council may modify the regular agenda by tabling items, adding urgency items to the agenda, or changing the order in which items are considered. Changes to the Consent Calendar are considered at the time the Consent Calendar is considered.

INTRODUCTIONS, PROCLAMATIONS AND PRESENTATIONS:

1. Proclamation Celebrating the 160th Anniversary of Girls Inc. *(Requires approval prior to presentation of proclamation.)*

2. New Employee Introduction: Jeanette Gant, Parks, Recreation & Community Services Director; Josef Gottwald, Community Garden Coordinator; Francisco Morales, Parks & Facilities Attendant; and Scott Toepfer, Parks & Facilities Attendant.

3. Southern California Gas Company Hydrostatic Testing Operation Presentation.

PUBLIC INFORMATION REPORTS AND ANNOUNCEMENTS

This may include updates on law enforcement activity within the City from a Sheriff's Office representative.

CITY MANAGER'S REPORT

The City Manager will report to the City Council regarding various City and/or community events and/or matters of interest. There will be no City Council discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda or as otherwise specified below.

a. Senior Services Programming
b. City Employee Updates
c. Updates on Capital Improvement Projects
d. Updates on Development Applications
e. Other City/Community Updates

PLANNING COMMISSION ACTIONS: NONE

The City Council may vote to appeal a decision of the Planning Commission to itself by majority vote (CMC 14.78.040(2)).

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

This is a time for public comments on matters not otherwise on the agenda but within the subject matter jurisdiction of the City Council. The Mayor may establish reasonable regulations for public comment based on the time available and/or the number of persons

waiting to speak. Typically, the Council's practice has been to limit each speaker to three minutes. The audio-visual system in the Council Chamber is not available for speaker use during the general Public Comment period.

The City and the City Council are not responsible for the content of statements made during the public comment period, or the factual accuracy of any such statements.

CONSENT CALENDAR: Items on the consent calendar are considered to be routine and are normally enacted by one unanimous vote of the Council. If you wish to speak on a consent calendar item please do so during the public comment period provided at the beginning of this item.

4. Approve the minutes of the regular meeting held May 13, 2024.

5. Receive and file the Expenditures for the period beginning May 6, 2024 and ending May 17, 2024.

6. Receive and file the Report of Contracts Executed by the City Manager for the Period of April 16, 2024 through May 20, 2024.

7. Receive and file the Monthly Treasurer's Report on Compliance with Statement of Safekeeping and Investment of Public Funds for April 2024.

8. Adopt Ordinance No. 782, amending Chapter 2.37 of the Carpinteria Municipal Code to modify the composition of the Carpinteria Library Advisory Commission and align reporting requirements with State law. *(Requires a roll call vote.)*

ADMINISTRATIVE MATTERS:

9. Resolutions calling the November 5, 2024 General Municipal Election and requesting the Santa Barbara County Board of Supervisors to consolidate said election with the Presidential General Election to be held the same day, and adopting regulations for Candidate Statements.

   Recommendation: Adopt the attached two resolutions relating to the November 5, 2024 election: (1) Resolution No. 6317, calling for the holding of a General Municipal Election to be held on Tuesday, November 5, 2024 and requesting the Board of Supervisors of the County of Santa Barbara to consolidate said election with the Presidential General Election; and (2) Resolution No. 6318, adopting regulations for Candidates' Statements.

   Staff Presenter: Brian C. Barrett, City Clerk

   a. Staff Report
   b. Public Comment

c. City Council Determination

10. Placement of a proposed measure to increase the rate of the City's Transient Occupancy Tax from twelve percent (12%) to fifteen percent (15%) on the November 2024 ballot.

Recommendation: (1) Adopt Resolution No. 6320, ordering the submission to the qualified electors of the City of a certain measure relating to increasing the rate of the City's Transient Occupancy Tax at the General Election to be held on Tuesday, November 5, 2024, as called by Resolution No. 6317; (2) Adopt Resolution No. 6321, requesting the Board of Supervisors of the County of Santa Barbara to consolidate a General Municipal Election to be held on November 5, 2024, with the Statewide General Election to be held on the date pursuant to § 10403 of the Elections Code; (3) Adopt Resolution No. 6322, setting priorities for filing written argument(s) regarding a City measure and directing the City Attorney to prepare an impartial analysis; and (4) Adopt Resolution No. 6323, providing for the filing of rebuttal arguments for City measures submitted at municipal elections. *(Requires a two-thirds vote to pass.)*

Staff Presenter: Olivia Uribe Mutal, Program Manager

a. Staff Report
b. Public Comment
c. City Council Determination

PUBLIC HEARING:

11. Introduction and first reading of Ordinance No. 781, an Ordinance of the City Council of the City of Carpinteria amending Carpinteria Municipal Code Chapter 5.40 to permit outdoor live entertainment. This ordinance would amend the definition of "place of entertainment" to include outdoor portions of premises open to the public.

Recommendation: Approve Ordinance No. 781, as read by title only (first reading). *(Requires reading of ordinance title and a roll call vote.)*

Staff Presenter: Nick Bobroff, Community Development Director

a. Staff Report
b. Public Comment
c. City Council Determination

12. Status Report on the City's 2023-2031 Housing Element certification and approach to rezoning candidate sites under Program 1 (Adequate Sites to Accommodate Regional Housing Needs).

Recommendation: Receive staff presentation and public testimony, and file status report.

Staff Presenter: Mindy Fogg, Principal Planner

a. Staff Report
b. Public Comment
c. City Council Determination

13. Resolution No. 6325, concerning the continuation of Street Lighting District No. 1 for Fiscal Year 2024-25.

Recommendation: Adopt Resolution No. 6325, concerning the continuation of Street Lighting District No. 1 for Fiscal Year 2024-25.

Staff Presenter: Stephon Downes, Management Analyst I

a. Staff Report
b. Public Comment
c. City Council Determination

14. Resolution No. 6326, concerning the continuation of Lighting, Landscaping and Right-of-Way Improvement District No. 3 for Fiscal Year 2024-25.

Recommendation: Adopt Resolution No. 6326, concerning the continuation of Lighting, Landscaping and Right-of-Way Improvement District No. 3 for Fiscal Year 2024-25.

Staff Presenter: Stephon Downes, Management Analyst I

a. Staff Report
b. Public Comment
c. City Council Determination

15. Resolution No. 6327, concerning the continuation of Parking and Business Improvement Area Assessment District No. 4 for Fiscal Year 2024-25.

Recommendation: Adopt Resolution No. 6327, concerning the continuation of the Parking and Business Improvement Area Assessment District No. 4 including establishing the annual general business assessment amount of $122.64 for Fiscal Year 2024-25.

Staff Presenter: Stephon Downes, Management Analyst I

a. Staff Report
b. Public Comment

c. City Council Determination

16. Resolution No. 6328, concerning the continuation of Assessment District No. 5 for Fiscal Year 2024-25.

Recommendation: Adopt Resolution No. 6328, concerning the continuation of Assessment District No. 5 for Fiscal Year 2024-25.

Staff Presenter: Stephon Downes, Management Analyst I

a. Staff Report
b. Public Comment
c. City Council Determination

17. Ordinance No. 783, an Ordinance of the City Council of the City of Carpinteria, California, amending Chapter 2.04.620 of the Carpinteria Municipal Code to modify the compensation of the Carpinteria City Councilmembers pursuant to Government Code Section 36516.

Recommendation: Approve Ordinance No. 783, as read by title only, setting the new City Council compensation at the allowable amount per Senate Bill 329 (first reading). *(Requires reading of ordinance title and a roll call vote.)*

Staff Presenter: Teresa Ilasin, Management Analyst II

a. Staff Report
b. Public Comment
c. City Council Determination

CONSIDERATION OF ANY ITEMS REMOVED FROM CONSENT CALENDAR AND/OR OTHER AGENDA ITEMS REQUESTED TO BE ADVANCED

MATTERS CONTINUED FROM PREVIOUS MEETINGS: NONE

OTHER BUSINESS:

18. Law Enforcement Services Budget Considerations, including Community Resource Deputy Position and Summer Augmentation Patrol.

Recommendation: Receive report and provide direction to the City Manager regarding inclusion of Community Resource Deputy Position and Summer Augmentation Patrol in draft fiscal year 2024/2025 budget.

Staff Presenter: Olivia Uribe Mutal, Program Manager

a. Staff Report
b. Public Comment
c. City Council Determination

LEGISLATIVE UPDATE: The City Council will discuss local, state and/or federal legislation under consideration and decide whether to direct staff to place a matter(s) on a future City Council agenda for consideration.

COMMITTEE REPORTS, INQUIRIES AND OTHER MATTERS PRESENTED BY COUNCILMEMBERS

Informational reports from Councilmember representatives on the committees, commissions and organizations listed below. This is also an opportunity for Councilmembers to request information from staff or seek support from fellow Councilmembers for future agenda items.

1. Appointees to Other Government Agencies

    a. Beach Erosion Authority for Clean Oceans and Nourishment (BEACON) (Solórzano/Alt. Clark)
    b. California Joint Powers Insurance Authority (CJPIA) (Clark/Alt. Alarcon)
    c. Santa Barbara County Association of Governments (SBCAG)(Clark/Alt. Nomura)
    d. Santa Barbara County Air Pollution Control District (APCD)(Clark/Alt. Nomura)
    e. Central Coast Community Energy (3CE) (Nomura/Alt. Goleta)
    f. Santa Barbara Mosquito and Vector Management District (Joe Franken)
    g. Santa Barbara Metropolitan Transit District (Solórzano)

2. Regional Committees

    a. Channel Counties Division, League of California Cities (Nomura/Alt. Alarcon)
    b. Santa Barbara Joint Affordable Housing Task Group (Alarcon & Solórzano)
    c. Santa Barbara County Elected Leaders Forum to Address Homelessness (Clark/Alt. Alarcon)
    d. South Coast Youth Safety Partnership (Solórzano/Alt. Lee)
    e. Multijurisdictional Solid Waste Task Group (Lee/Alt. Alarcon)

3. Joint and Standing Committees

    a. City Council/Economic Vitality Committee (Alarcon & Lee)
    b. City Council/Public Safety Committee (Clark & Nomura)
    c. City Council/School Board Committee (Lee and Alarcon)
    d. City Council/Utilities Committee (Lee & Nomura)
    e. City Council/First District Supervisor Committee (Lee & Solórzano)

f. City Council Finance/Budget Committee (Alarcon & Clark)
g. Transportation Committee (Lee & Clark)
h. Development Review Committee (Joint Committee membership from City Council, Planning Commission and Architectural Review Board) (CC: Clark & Nomura) (PC: To Be Selected by Planning Commission) (ARB: Stein & O'Connor)
i. General Plan and Coastal Plan Update Committee (Joint Committee membership from City Council and Planning Commission) (Lee & Clark) (PC: Benefield and Salant)
j. Public Facility Site Acquisition/Development Committee (Clark & Nomura)
k. City Council Boards, Commissions and Committees Review Committee (Clark & Nomura/ Alt. Lee)
l. Sustainability Committee (Nomura & Solórzano)

4. Ad Hoc Committees

a. Senior Services Planning Committee (Lee & Solórzano)
b. Civic/Youth Engagement Committee (Lee & Nomura)
c. City Council Housing Element Committee (Clark & Nomura)
d. Harbor Seal Advisory Committee (Solórzano & Alarcon)
e. Appointment Process Committee (Alarcon & Clark)

5. Appointed Representatives to Area Boards & Committees

a. Community Media Access Center (Gary Dobbins)
b. County Library Advisory Committee (Gail Marshall)

ATTENDANCE OF COUNCILMEMBERS FOR FUTURE MEETINGS

ADJOURNMENT

The next regular City Council meeting will be held June 10, 2024 at 5:30 p.m.

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk's Office at (805) 755-4403 or the California Relay Service at (866) 735-2929. Notification two business days prior to the meeting will enable the City to make reasonable arrangements for accessibility to this meeting.

Materials related to an agenda item submitted to the City Council after distribution of the agenda packet are available for public review at the City Clerk's Office, located at 5775 Carpinteria Avenue, Carpinteria, CA 93013 or by going to the City's website at https://carpinteriaca.gov/city-hall/agendas-meetings/.

This agenda was posted on Thursday, May 23, 2024, in the City Clerk's Office, on the City Hall Public Notices Board, and on the Internet.

A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA CELEBRATING THE 160TH ANNIVERSARY OF GIRLS INC.

WHEREAS, *2024 marks the 160th anniversary of Girls Inc., the longest-running girls leadership program; and*

WHEREAS, *Girls Inc. was founded in 1864 to serve girls and young women who were experiencing upheaval in the aftermath of the Civil War; and*

WHEREAS, *Girls Inc. now supports over 100,000 girls across the U.S. and Canada through advocacy efforts on systemic barriers that threaten their ability to succeed; and*

WHEREAS, *Girls Inc. of Carpinteria is a vital part of our community because of its work to inspire the next generation of leaders; and*

WHEREAS, *Girls Inc. girls build the knowledge, skills, and confidence to push for positive change in their lives and their communities; and*

WHEREAS, *Girls Inc. develops and provides evidence-based programming with positive and lasting effects for girls who participate; and*

WHEREAS, *Girls Inc. Carpinteria hosts programs to further challenge and inspire girls of Carpinteria; and*

WHEREAS, *Girls Inc. girls reported more positive attitudes and behaviors across three outcome areas: Healthy Living (Strong), Academic Engagement and Success (Smart), and Life Skills or Character Development (Bold); and*

WHEREAS, *Girls Inc. girls reported higher rates of in-school attendance and higher mathematics scores; and*

WHEREAS, *Girls Inc. promotes girl-led advocacy on issues including sexual health, safety, and autonomy; equitable access to education; civic engagement and voting rights; and mental health and wellness; and*

WHEREAS, *Girls Inc. has had a longstanding commitment to inspiring all girls to be strong, smart, and bold for 160 years.*

NOW, THEREFORE, *the City Council of the City of Carpinteria hereby congratulates Girls Inc. on the 160th anniversary of its founding and thanks Girls Inc. for its work to inspire girls to be Strong, Smart, and Bold.*

IN WITNESS THEREOF*, the Mayor hereunto set their hand and caused the official seal of the City of Carpinteria, California, to be affixed this 28th day of May, 2024.*

_____

Al Clark, Mayor
City of Carpinteria

ATTEST:

_____

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Southern California Gas Company Hydrostatic Testing Operation.

STAFF RECOMMENDATION

Receive and file the presentation from Southern California Gas Company.

Sample Motion: I move to receive and file the presentation from Southern California Gas Company.

BACKGROUND/DISCUSSION

Southern California Gas Company (SoCalGas) is proposing to offer recycled water that would be from its hydrostatic testing operations of its natural gas facilities near Casitas Pass Road just north of Highway 101. Hydrostatic testing involves filling pipelines with water to ensure integrity and safety. The hydrostatic testing would produce water, and the water would be treated for reuse. For example, the treated water may be reused for irrigation and construction dust control purposes. SoCalGas's hydrostatic testing water after treatment is permitted for discharge into the waters of the United States under the Statewide General Order for Discharges from Natural Gas Utility Construction, Operations and Maintenance Activities, Order No. 2017-0029 -DWQ, National Pollutant Discharge Elimination System No. CAG670001 (NPDES Permit), as issued by the State Water Resources Control Board. The NPDES Permit also allows for the discharge of treated water for reuse, and this is the reason for SoCalGas offering this recycled water to the City.

In February and April 2024, staff and SoCalGas met in order to discuss the proposed hydrostatic testing activities, especially for staff to ascertain more information about the potential of City properties for the recycled water. Based on the correspondence as well as site visits with SoCalGas, staff concurs with the following City parks as potential discharge locations for the recycled water as irrigation water:

Potential Discharge Location	Discharge Schedule
Carpinteria Community Farm (Avocado Orchard)	July 2024
El Carro Park	August 2024

SoCalGas estimates 421,000 gallons (approximately 563 hundred-cubic feet) as the total amount of recycled water. Though the aforementioned City parks are identified as initial potential discharge locations, the recycled water may potentially be used as irrigation water for other City parks as well as City right-of-way (e.g. landscape medians, planters, and street trees) and the grounds of City properties (e.g. front yard landscape). Staff estimates a potential, irrigation water consumption total savings of $17,200 should the entire said recycled water volume be used in said City parks alone. For comparison purposes, the total irrigation water consumption cost from said City parks is projected to be approximately $37,000 in Fiscal Year 2023-24.

The recycled water is proposed to be stored in temporary, portable aboveground water tanks or containers at said discharge locations and parked within City property and/or City right-of-way. SoCalGas submitted an Engineering Permit Application, as provided in Attachment A, that provides details of the proposed scope of work and work locations as well as a copy of a Best Management Practices and Control Strategy Plan. SoCalGas's Best Management Practices and Control Strategy Plan incorporates water quality best management practices that must meet the following objectives pursuant to the NPDES Permit:

1. Prevent toxicity to aquatic life from chlorine and other constituents in the discharge.
2. Prevent riparian erosion and hydromodification by implementing flow dissipation, erosion control, and hydromodification prevention measures where needed.
3. Minimize sediment discharge, turbidity, trash, and color impacts.
4. Prevent additional chemicals or other substances from being introduced into the discharge after treatment and/or control.
5. Prevent the addition of pollutants from non-permitted process waters or chemical spills.

The Best Management Practices and Control Strategy Plan is required to be developed and implemented in accordance with the NPDES Permit.

All expenses (labor, materials, and equipment) under the Engineering Permit including the water treatment and delivery as well as the temporary, portable aboveground water storage tanks or containers would be borne by SoCalGas. The irrigation would be controlled by the City albeit manual means and methods such as with the Public Works Department water trailer.

The purpose of this agenda matter is to receive and file the presentation from SoCalGas.

POLICY CONSISTENCY

The recommendation may be found consistent with following policies of the General Plan and Local Coastal Plan:

Open Space, Recreation and Conservation Element

Objective OSC-6: Preserve the natural environmental qualities of creekways and protect riparian habitat.

Policies:

OSC-6f. All development shall be evaluated for potential adverse impacts to water quality and shall consider Site Design, Source Control and Treatment Control BMPs in order to minimize polluted runoff and water quality impacts resulting from the development. In order to maximize the reduction of water quality impacts, BMPs should be incorporated into the project design in the following progression: (1) Site Design BMPs, (2) Source Control BMPs, and (3) Treatment Control BMPs.

Objective OSC-9. Encourage and promote open-field agriculture as an independent, viable industry to meet the needs of present and future populations and to preserve the Carpinteria Valley's rural, open space character.

Policies:

OSC-9j. The City shall encourage agricultural practices that protect water quality, including but not limited to, reducing erosion, minimizing nutrient loss, reducing pesticide use and contamination, and irrigation management.

Public Facilities and Services Element

Objective PF-1: To ensure the provision of adequate water supplies by minimizing consumption and investigating new sources either in existing supply or outside existing sources.

Policies:

PF-1a. The City shall encourage reclamation and groundwater recharge programs (projects) where appropriate.

The recommendation is also consistent with the Statewide General Order for Discharges from Natural Gas Utility Construction, Operations and Maintenance Activities, Order No. 2017-0029 -DWQ, NPDES No. CAG670001.

FINANCIAL CONSIDERATIONS

No Funding Requested.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

The recommendation is consistent with the Statewide General Order for Discharges from Natural Gas Utility Construction, Operations and Maintenance Activities, Order No. 2017-0029 -DWQ, NPDES No. CAG670001.

PRINCIPAL PARTIES EXPECTED AT MEETING

Tim Mahoney, Southern California Gas Company

ATTACHMENTS

Attachment A: Engineering Permit Application

Staff contact:
John L. Ilasin, Public Works Director /s/ _____
(805) 880-3402; johni@carpinteriaca.gov *Signature*

Reviewed by:
Ryan Kintz, Assistant City Manager /s/ _____
(805) 755-4450; ryank@carpinteriaca.gov *Signature*

Reviewed by:
Michael Ramirez, City Manager /s/ _____
(805) 755-4400; michaelr@carpinteriaca.gov *Signature*

ATTACHMENT A

Engineering Permit Application

PERMIT NO. _____

City of Carpinteria, California

PUBLIC WORKS DEPARTMENT

Engineering Permit Application

Select all boxes that apply to your project

☐ **GRADING**
Type _____

☐ **EXCAVATION**
Type _____

☐ **CONSTRUCTION**
Type _____

☐ **ENCROACHMENT**
Type _____

▣ **OTHER**
Type Water discharge to land

For Official City Use Only

Date of Permit Application _____

Date of Permit Issuance _____ Date of Permit Expiration _____

List of Attachments _____

_____

_____

Required Bond Amount _____ City Account Number _____

Engineering ☐ Deposit ☐ Fee _____

Applicant Information

Full Name Gary Sarley-Weng (SoCal Gas)

Mailing Address 555 W5th St 17E2, Los Angeles 90013

Phone 323-528-6632 Alternate Phone _____

Contact Person Gary Sarley-Weng Email gweng@socalgas.com

Location of Work El Carro Park

Project Duration 1 week

Approximate Value of Work Items Listed $ 100,000

Description of Work SoCal Gas would like to work with Carpinteria Public Works to beneficially reuse 372,000 gallons of treated water by discharging at El Carro Park during the summer for landscape irrigation.

Property Owner Information (If Applicable)

Full Name _____

Mailing Address _____

Phone _____ Alternate Phone _____

Contact Person _____ Email _____

Assessor's Parcel No. (APN) _____

Contractor Information

ATTENTION: All work shall be performed by a Class A- General Engineering Contractor with the license issued by the Contractors State License Board and in good standing. The Contractor shall maintain insurance in conformance with the Insurance Specifications for Engineering Permit.

☐ Same as Applicant

Business Name Ecology Control Industries

Mailing Address 15707 South Main St, Gardena, CA 90248

Phone 310-354-9999 Alternate Phone _____

Contact Person Julio Cabrera Email [redacted]

License Type General Engineering License No. 741611

Bonding Company American Contractors Indemnity Co Bond Amount $25,000

Standard Conditions

The Permittee shall schedule a preconstruction conference with the City by calling (805) 684-5405 extension 445 at least two working days before the start of any work under this permit.

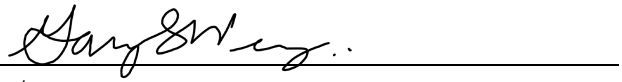
1. A copy of this permit shall be kept at the location of work at all times.
2. All work shall conform to the Standard Specifications for Public Works Construction latest edition, supplements, and errata thereto, written and promulgated by Public Works Standards, Inc., and additions and amendments by the City of Carpinteria. All work is subject to the Carpinteria Municipal Code.
3. All work shall be performed by a Class A- General Engineering Contractor with the license issued by the Contractors State License Board and in good standing.

4. The Permittee agrees to these Standard Conditions and special conditions incorporated herein permit. Deviation from any condition will result in revocation of this permit, unless otherwise approved by the City.
5. The Permittee acknowledges that the fee and/or deposit set for this permit is an estimate only, and that if the City's cost exceeds the deposit, the Permittee shall make additional payments as necessary to maintain a positive account balance.
6. The Permittee shall defend, indemnify, and save harmless the City, its officers, agents and employees from any and all claims, demands, damages, costs, expenses including attorney's fees, judgments or liabilities arising out of this permit or occasioned by the performance or attempted performance of the provisions hereof; including, but not limited to, any act or omission to act on the part of its agents or employees or other independent directly responsible to it; except those claims, demands, damages, costs, expenses including attorney's fees, judgments or liabilities resulting solely from the negligence or willful misconduct of the City.
7. The Permittee shall be responsible for providing convenience and safety to the public.
8. All improvements constructed under this permit shall be guaranteed for a period of one (1) year from the permit clearance date.
9. The work shall be inspected by the City. Any part of the work that is not inspected will be subject to removal at the expense of the Permittee.
10. Call 811 for Underground Service Alert of Southern California (Dig Alert) no less than two working days before the start of any excavation activities. This permit is not valid without a Dig Alert ticket.
11. The Permittee shall notify the Santa Barbara County Sheriff's Department and the Carpinteria-Summerland Fire Protection District at least 24 hours before the start of hauling operations or road closures.
12. The Permittee shall be responsible for protecting all survey monuments in place and resetting of any disturbed monuments by a Licensed Land Surveyor or Registered Civil Engineer authorized to practice land surveying as required by state law.
13. Permit for excavation only grants permission to excavate at the location stated herein this permit. Installation of or connection to underground utility facilities may require separate permits from the respective utility companies.
14. The Permittee shall immediately stop work in the event of discovering any archaeological resources and shall immediately notify the City. A qualified archaeologist, retained by the Permittee, will evaluate the situation and make recommendations to the City concerning the continuation of the work.
15. Issuance of this permit does not in any way constitute approval for work not related to this permit and/or work which requires issuance of a separate permit by other City departments, regulatory agencies, or utility companies before the start of such work.
16. The Permittee shall be responsible for protecting all existing improvements and shall restore, replace, or repair, at its own expense, any improvements damaged during the course of the work.
17. For earthwork operations including the grading, removal, replacement, placement, backfill, and compaction of soil materials shall be performed under the responsible charge of a Registered Geotechnical Engineer or Registered Civil Engineer qualified to practice geotechnical engineering as required by state law. A final soils engineering report of earthwork operations including tests and observations shall be submitted to the City prior to the issuance of a building permit.
18. Trenches and potholes shall be backfilled and compacted, and protected with steel covers before the end of the working day.
19. Construction activities that disturb one or more acres of land surface, or that are part of a common plan of development or sale that disturbs more than one acre of land surface shall comply with the NPDES

General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities (Order No. 2009-0009-DWQ; NPDES No. CA000002) as amended.

20. The Permittee shall be responsible for controlling surface water run-on to and run-off from the location of work. Control of surface water shall be such that existing drainage patterns are not disturbed or altered to increase the amount and/or intensity of surface water run-off to adjacent properties, public right-of-way, and storm drainage facilities.
21. Dust control shall be in accordance with the Santa Barbara Air Pollution Control District rules and regulations. Dust palliative shall be implemented appropriate for the location of work including traffic conditions and climate. All earthwork loads to be hauled shall be covered.
22. Working hours shall be between 7:00 a.m. and 5:00 p.m. Monday through Friday. Lane closures will only be permitted between 9 a.m. and 4 p.m. Monday through Friday and with an approved temporary traffic control plan and public noticing.
23. Prior to beginning the work, the Permittee shall deliver written notice to each potentially affected property including business, resident, or occupant, as determined by the City. The notice shall contain a brief description of the work, work dates, and contact information of the Permittee's superintendent. The notice shall be delivered at ten (10) calendar days and again at two (2) working days prior to beginning the work. The notice shall be in the form of a door hanger made of index paper with the size of 14 inches by 4.5 inches. The notice shall be in English with translation in Spanish. If work does not occur on the work dates specified on the notice or if it is known that the work will not occur on the work dates specified, a revised notice shall be delivered as soon as the delay is known. The notice shall also be affixed to temporary No Parking signs.
24. Temporary No Parking signs shall be erected or placed at least twenty-four (24) hours prior to the effective time of such parking restriction.
25. Truck or haul route shall be approved by the City before the start of any hauling operations.
26. This permit shall expire and become null and void if the work authorized under such permit is not commenced within one hundred twenty (120) calendar days, completed within one year of the date of issue, or otherwise extended by the City.
27. Prior to final clearance of this permit, any outstanding City fees shall be paid in full. The Permittee continues to be responsible for all activity under this permit until final clearance of this permit.
28. The City reserves the right to revoke this permit without cause and at any time. Upon written revocation of this permit by the City, the Permittee shall promptly restore the location of work as determined by the City.
29. If the Permittee fails to perform the work to fulfill the permit, the City will perform the work at the expense of the Permittee.
30. The Permittee shall notify the City when work is completed. This permit is not completed until final clearance and all outstanding City fees are paid in full.

Applicant as PERMITTEE:



Signature

3/4/24

Date

For Official City Use Only

Issued By:

_____ _____

Public Works Director/City Engineer Date

Final Clearance By:

_____ _____

Inspector Date

INSURANCE SPECIFICATIONS FOR ENGINEERING PERMIT

Prior to the beginning of and throughout the duration of the Work, Contractor shall maintain insurance in conformance with the requirements set forth below. Contractor shall use existing coverage to comply with these requirements. If that existing coverage does not meet the requirements set forth here, it shall be amended to do so. Contractor acknowledges that the insurance coverage and policy limits set forth in this section constitute the minimum amount of coverage required. Any insurance proceeds available to City in excess of the limits and coverage required in this permit and which is applicable to a given loss, shall be available to City.

Contractor shall provide the following types and amounts of insurance:

1. **Commercial General Liability Insurance** using Insurance Services Office "Commercial General Liability" policy form CG 00 01 or the exact equivalent. Defense costs must be paid in addition to limits. There shall be no cross liability exclusion for claims or suits by one insured against another. Limits shall be no less than $1,000,000 per occurrence for all covered losses and no less than $5,000,000 general aggregate.

   Contractor's policy shall contain no endorsements limiting coverage beyond the basic policy coverage grant for any of the following:

   - Explosion, collapse or underground hazard (XCU)
   - Products and completed operations
   - Pollution liability
   - Contractual liability

   Coverage shall be applicable to City for injury to employees of contractors, subcontractors or others involved in the Project. Policy shall be endorsed to provide a separate limit applicable to this project.

2. **Workers Compensation** on a state-approved policy form providing statutory benefits as required by law with employer's liability limits no less than $1,000,000 per accident for all covered losses.

3. **Business Auto Coverage** on ISO Business Auto Coverage form CA 00 01 06 92 including symbol 1 (Any Auto) or the exact equivalent. Limits shall be no less than $1,000,000 per accident, combined single limit. If Contractor owns no vehicles, this requirement may be satisfied by a non-owned auto endorsement to the general liability policy described above. If Contractor or Contractor's employees will use personal autos in any way on this project, Contractor shall provide evidence of personal auto liability coverage for each such person.

4. **Excess or Umbrella Liability Insurance** (Over Primary) if used to meet limit requirements, shall provide coverage at least as broad as specified for the underlying coverages. Any such coverage provided under an umbrella liability policy shall include a drop down provision providing primary coverage above a maximum $25,000 self-insured retention for liability not covered by primary but covered by the umbrella. Coverage shall be provided on a "pay on behalf" basis, with defense costs payable in addition to policy limits. There shall be no cross liability exclusion precluding coverage for claims or suits by one insured against another. Coverage shall be applicable to City for injury to employees of Contractor, subcontractors or others involved in the Work. The scope of coverage provided is subject to approval of City following receipt of proof of insurance as required herein. Limits are subject to review but in no event less than $1,000,000 per occurrence and aggregate.

5. **Course of Construction** insurance shall provide "all risk" coverage for the completed value of the Project. Policies shall contain the following provisions: (1) City shall be named as loss payee; and (2) the insurer shall waive all rights of recovery against the City. This insurance shall include coverage, but not by way of limitation, for all damage or loss to the Work and to appurtenances, to materials and equipment to be used on the Project while the same are in transit, stored on or off the Project site, to construction plant and temporary structures. The policy shall provide the Owner the right to utilize the facilities without termination of the policy until acceptance of the Project.

   Such insurance may have a deductible clause not to exceed the below listed limits:

   - Coverage for "Acts of God" in excess of five percent (5%) of Contract amount as defined in Sections 4150 and 4151 of the Government Code is subject to separate coverage if Bid Items for Act of God insurance are awarded.
   - Flood and earthquake deductible shall not exceed five percent (5%) of the value at risk at the time of risk.
   - All other perils: $5,000.

Contractor and City agree as follows:

1. Contractor agrees to endorse the third party general liability coverage required herein to include as additional insureds City, its elected officials, employees, agents, consultants and volunteers using standard ISO endorsement No. CG 2010 with an edition date of 1985. Contractor also agrees to require all contractors, subcontractors, and any one else involved in any way with the Project contemplated by this Permit to comply with these provisions.

2. Any waiver of subrogation express or implied on the part of City to any party involved in this Permit, the Contract Documents or related documents applies only to the extent of insurance proceeds actually paid. City, having required that it be named as an additional insured to all insurance coverage required herein, expressly retains the right to subrogate against any parts for sums not paid by insurance. For its part, Contractor agrees to waive subrogation rights against City regardless of the applicability of any insurance proceeds, and to require all contractors, subcontractors or others involved in any way with the project(s) contemplated by this Permit, to do likewise.

3. All insurance coverage maintained or procured by Contractor or required of others by Contractor pursuant to this Permit shall be endorsed to delete the subrogation condition as to City, or to specifically allow Contractor or others providing insurance herein to waive subrogation prior to a loss. This endorsement shall be obtained regardless of existing policy wording that may appear to allow such waivers.

4. Insurance provided pursuant to these requirements is not intended by any party to be limited to providing coverage for the vicarious liability of City, or to the supervisory role, if any, of City. All insurance coverage provided pursuant to this or any other agreement (express or implied) in any way relating to City is intended to apply to the full extent of the policies involved. Nothing referred to here or contained in any agreement involving City in relation to the Project contemplated by this Permit is intended to be construed to limit the application of insurance coverage in any way.

5. None of the coverages required herein will be in compliance with these requirements if they include any limiting endorsement of this kind that has not been first submitted to City and approved of in writing.

6. All coverage types and limits required are subject to approval, modification and additional requirements by the City, as the need arises. Contractor shall not make any reductions in scope of coverage (e.g. elimination of contractual liability or reduction of discovery period) which may affect City's protection without City's prior written consent.

7. Proof of compliance with these insurance requirements, consisting of binders of coverage, or endorsements, or certificates of insurance, unless waived by the City, shall be delivered to City at or prior to the execution of this Permit. The Contractor shall, upon demand of the City, deliver to the City certified copies of such policy or policies of insurance and the receipts for payment of premiums. In the event such proof of any insurance is not delivered as required, or in the event such insurance is canceled at any time and no replacement coverage is provided, City has the right, but not the duty, to obtain any insurance it deems necessary to protect its interests under this or any other agreement and to pay the premium. Any premium so paid by City shall be charged to and promptly paid by Contractor or deducted from sums due Contractor, at City option.

8. Contractor agrees to endorse, and to require others to endorse, the insurance provided pursuant to these requirements, to require 30 days notice to City and the appropriate tender prior to cancellation of such liability coverage and notice of any material alteration, non-renewal or reduction in coverage limits of any such coverage, and to require contractors, subcontractors and any other party in any way involved with the project contemplated by this Permit to do likewise.

9. It is acknowledged by the parties of this Permit that all insurance coverage required to be provided by Contractor or any subcontractor, is intended to apply first and on a primary non-contributing basis in relation to any other insurance or self insurance available to City.

10. Contractor agrees to ensure that subcontractors, and any other party involved with the project who is brought onto or involved in the Project by contractor, provide the same minimum insurance coverage required of Contractor. Contractor agrees to monitor and review all such coverage and assumes all responsibility for ensuring that such coverage is provided in conformity with the requirements of this section. Contractor agrees that upon request, all agreements with subcontractors and other engaged in the Project shall be submitted to the City for review.

11. Contractor agrees that all layers of third party liability coverage required herein, primary, umbrella and excess, shall have the same starting and expiration date. Contractor agrees further that all other third party coverages required herein shall likewise have concurrent starting and ending dates.

12. Contractor agrees not to self-insure or to use any self-insured retentions or deductibles on any portion of the insurance required herein and further agrees that it shall not allow any contractor, subcontractor, Architect, Engineer or other entity or person in any way involved in the performance of work on the project contemplated by this Permit to self-insure its obligations to City. If contractor's existing coverage includes a deductible or self-insured retention, the deductible or self-insured retention must be declared to the City. At that time the City shall review options with the Contractor, which may include reduction or elimination of the deductible or self-inured retention, substitution of other coverage, or other solutions.

13. City reserves the right at any time during the term of the contract to change the amounts and types of insurance required by giving the Contractor ninety (90) days advance written notice of such change. If such change results in substantial additional cost to the Contractor, the City will negotiate additional compensation proportional to the increased benefit to City.

14. For purposes of applying insurance coverage only, all contracts pertaining to the Project will be deemed to be executed when finalized and any activity commences in furtherance of performance under this Permit.

15. Contractor acknowledges and agrees that any actual or alleged failure on the part of City to inform Contractor of non-compliance with any insurance requirement in no way imposes any additional obligations on City nor does it waive any rights hereunder in this or any other regard.

16. Contractor shall renew the required coverage annually as long as City, or its employees or agents face an exposure from operations of any type pursuant to this Permit. This obligation applies whether or not the agreement is canceled or terminated for any reason. The insurance shall include but not be limited to products and completed operations and discontinued operations, where applicable. Termination of this obligation is not effective until City executes a written statement to that effect.

17. Contractor agrees to waive its statutory immunity under any workers' compensation statute or similar statute, in relation to the City, and to require all subcontractors and any other person or entity involved in the Project contemplated by this Permit to do likewise.

18. Requirements of specific coverage features are not intended as limitations on other requirements or as a waiver of any coverage normally provided by any given policy. Specific reference to a given coverage feature is for purposes of clarification only as it pertains to a given issue, and is not intended by any party or insured to be all-inclusive.

19. Any provision in any of the construction documents dealing with the insurance coverage provided pursuant to these requirements, is subordinate to and superseded by the requirements contained herein. These insurance requirements are intended to be separate and distinct from any other provision in this Permit and are intended by the parties here to be interpreted as such.

20. All liability coverage provided according to these requirements must be endorsed to provide a separate aggregate limit for the Project that is the subject of this Permit and evidencing products and completed operations coverage for not less than two (2) years after issuance of a final certificate of occupancy by all appropriate government agencies or acceptance of the completed work by City.

21. Contractor agrees to be responsible for ensuring that no contract used by any party involved in any way with the Project reserves the right to charge City or Contractor for the cost additional insurance coverage required by this Permit. Any such provisions are to be deleted with reference to City. It is not the intent of City to reimburse any third party for the cost of complying with these requirements. There shall be no recourse against City for payment of premiums or other amounts with respect thereto.

22. Insurance procured pursuant to these requirements shall be written by insurers that are admitted carriers in the State of California and with an A.M. Best rating of A- or better and a minimum financial size of VII.

23. Any policy of insurance procured pursuant to these requirements shall be an "occurrences" policy.

24. The above insurance coverage shall not limit the indemnification obligations of Contractor as provided in the Contract Documents and the failure to maintain the required coverages shall constitute a material breach of this Permit.

Avocado orchard
Legend
temporary vacuum truck staging
water storage baker tank
10' x 75'
15' x 50'

El Carro Park
Legend
temporary vacuum truck staging
water storage baker tank
10' x 75'
15' x 50'
Google Earth
Image © 2024 Airbus
100 ft
N

Avocado orchard
Legend
temporary vacuum truck staging
water storage baker tank
10' x 75'
15' x 50'

Southern California Gas Company Best Management Practices and Control Strategy Plan

July 11, 2018

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Definitions

Adverse Effect or Adverse Impact to Beneficial Uses
A detrimental effect to one or more beneficial uses of a surface or groundwater body caused by the discharge.

Area of Special Biological Significance
An ocean area designated by the State Water Resources Control Board (SWRCB) as requiring protection of species or biological communities to the extent that maintenance of natural ocean water quality is ensured. All Areas of Special Biological Significance are also classified as a subset of State Water Quality Protection Areas. Areas of Special Biological Significance are also referred to as State Water Quality Protection Areas – Areas of Special Biological Significance.

Authorized Discharge
Any discharge that is authorized pursuant to this General Order from the date of issuance of a Notice of Applicability to the Discharger by the State Water Board.

Basin Plan
The Water Quality Control Plan adopted by a Regional Water Quality Control Board (RWQCB)). A Basin Plan designates the beneficial uses of the waters within the Regional Water Board boundaries, establishes water quality objectives for these waters, and contains implementation programs and policies to achieve water quality objectives for all waters in the Regional Water Board boundary.

Beneficial Uses
Existing or potential uses of waters within the boundary of a Regional Water Board as designated in the Regional Water Board's Basin Plan.

Best Management Practices
Methods, measures, or practices designed and selected to reduce or eliminate the discharge of pollutants to water of the United States, non-federal surface water, or groundwater. Best management practices include structural and nonstructural controls, and operations and maintenance procedures, which can be implemented prior, during and/or after discharge producing activities.

Chlorinated Water
Water that was dosed with chlorine to adequately sanitize and disinfect the water.

Discharge
Effluent that has received best management practices and/or best practicable treatment or control prior to entering receiving water.

Discharge to Land
A discharge to land that does not runoff into a surface water and/or to a conveyance to a surface water, and will possibly discharge to groundwater.

Effluent
Wastewater exiting natural gas facilities prior to entering best management practices and/or best practicable treatment or control measures.

Emergency Discharge
An unplanned discharge due to a sudden unexpected occurrence involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services, including the provision of natural gas supplies. Emergency discharges include, but are not limited to, discharges from emergency natural gas facility failure and repair and ruptures during hydrostatic testing.

Enclosed Bays
Indentations along the coast that enclose an area of oceanic water within distinct headlands or harbor works. Enclosed bays include all bays where the narrowest distance between the headlands or outermost harbor works is less than 75 percent of the greatest dimension of the enclosed portion of the bay. Enclosed bays include, but are not limited to, Humboldt Bay, Bodega Harbor, Tomales Bay, Drake's Estero, San Francisco Bay, Morro Bay, Los Angeles-Long Beach Harbor, Upper and Lower Newport Bay, Mission Bay, and San Diego Bay. Enclosed bays do not include inland surface waters or ocean waters.

Estuaries
Surface waters, including coastal lagoons, located at the mouths of streams that serve as areas of mixing for fresh and ocean waters. Coastal lagoons and mouths of streams that are temporarily separated from the ocean by sandbars shall be considered estuaries. Estuarine waters shall be considered to extend from a bay or the open ocean to a point upstream where there is no significant mixing of fresh water and seawater. Estuaries do not include inland surface waters or ocean waters.

Hydrostatic Pressure Testing
Hydrostatic testing typically consists of filling segments of new or existing pipeline with water, pressurizing the water within the pipeline, and checking to confirm the pressure is maintained.

Impaired Water Body
A water body segment that is listed on the most recent U.S. Environmental Protection Agency-approved Clean Water Act section 303(d) list of impaired water bodies.

Indirect Discharge
Any discharge that enters a water of the U.S. by first traveling via a storm drain or any other constructed conveyance system.

Inland Surface Waters
All waters of the U.S. that do not include the ocean, enclosed bays, or estuaries.

Method Detection Limit
Minimum concentration of a substance that can be measured and reported with 99 percent confidence that the analyte concentration is greater than zero, as defined in 40 C.F.R. part 136, Attachment B, revised as of July 3, 1999.

Minimum Level and Reporting Level
The concentration at which the entire analytical system gives a recognizable signal and acceptable calibration point. The minimum level is the concentration in a sample that is equivalent to the concentration of the lowest calibration standard analyzed by a specific analytical procedure, assuming that all the method specified sample weights, volumes, and processing steps have been followed. A reporting level is the minimum level for reporting and compliance determination included in this General Order.

Municipal Separate Storm Sewer System Operator
The entity responsible for the operation of a local municipal separate storm sewer system.

National Pollutant Discharge Elimination System
The national program for issuing, modifying, revoking and reissuing, terminating, monitoring and enforcing permits, and imposing and enforcing pretreatment requirements, under Clean Water Act sections 307, 402, 318, and 405.

Natural Gas Facilities
Pipelines and piping systems, compressor stations, valves and manifolds, metering equipment, and other appurtenances constructed and operated for the purpose of transmission and distribution of natural gas.

Non-Federal Surface Waters
Non-federal surface waters means surface water or groundwater, including saline waters, within the boundaries of the state that are not waters of the United States. Discharge to certain waters of the state (e.g., wetlands or vernal pools) are prohibited in the General Order.

Noncompliant Discharge
The State and Regional Water Boards deem discharges out of compliance with effluent limitations when a pollutant concentration in the monitoring sample is greater than or equal to the corresponding effluent limitation and greater than or equal to the Reporting Limit for the pollutant.

Not Detected
Sample results less than the properly calibrated monitoring equipment's method detection limit.

Nuisance
Anything which meets one of the following:

1. Is injurious to health, or is indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property;
2. Affects at the same time an entire community or neighborhood, or any considerable number of persons, although the extent of the annoyance or damage inflicted upon individuals may be unequal; or
3. Occurs during, or as a result of, the treatment or disposal of wastes.

Ocean Waters
Territorial marine waters of the state as defined by California law to the extent these waters are outside of enclosed bays, estuaries, and coastal lagoons. Discharges to ocean waters are regulated in accordance with the California Ocean Plan.

Planned Discharge
Discharges due to scheduled dewatering and hydrostatic testing of new and/or existing natural gas facilities related to excavation, construction, testing, operations, maintenance and repair.

Priority Pollutants
Substances defined in Clean Water Act section 502(6) (33 U.S.C. § 1362(6)), and incorporated by reference into California Water Code section 13373.

Qualified Biologist
A person is deemed a qualified biologist based upon academic training, experience, and knowledge can provide an evaluation of the issue being considered. Qualified biologists should not work outside their particular field of expertise.

Recycled Water
Water which, as a result of treatment of waste, is suitable for a direct beneficial use or a controlled use that would not otherwise occur and is therefore considered a valuable water supply resource.

Site Dewatering
Removal of groundwater and other water such as rainwater, local runoff and/or water from water pipeline breaks that collect in excavations (including trenches).

Unplanned Discharge
Discharges due to dewatering resulting from water pipe ruptures, groundwater seepage, collection of rain water, incidental storm water inflow, local run-on, or urgent operations, maintenance and/or repair activities.

Waters of the State
Any surface water or groundwater, including saline waters, within the boundaries of the state. Waters of the state includes waters of the United States.

Waters of the United States
Generally refers to surface waters, as defined for the purposes of the Federal Clean Water Act. Waters of the United States are distinguished from non-federal waters of the state by certain characteristics. Discharges of pollutants to waters of the United States are regulated by the Clean Water Act.

Acronyms and Abbreviations

AMM	avoidance and minimization measure
BMP	best management practice
CGP	California Stormwater Construction General Permit
CNDDB	California Natural Diversity Data Base
EPA	U.S. Environmental Protection Agency
FER	Field Environmental Representative
GAC	granular activated carbon
gpm	gallon(s) per minute
MCL	maximum contaminant limit
mg/L	milligram(s) per liter
MS4	Municipal Separate Storm Sewer System
PCB	polychlorinated biphenyl
Permit	Statewide General Order for Discharges from Natural Gas Utility Construction, Operations and Maintenance Activities Order 2017-0029-DWQ, NPDES No. CAG670001
BMP Plan	Southern California Gas Company Best Management Practices and Control Strategy Plan
PM	Project Manager
NOA	Notice of Applicability
NOI	Notice of Intent
NPDES	National Pollutant Discharge Elimination System
NTU	Nephelometric Turbidity Units
RWQCB	Regional Water Quality Control Board
SCG	Southern California Gas Company
BMP Manual	Southern California Gas Company Best Management Practice Manual for Water Quality and Storm Water Management
SME	Subject Matter Expert
SWPPP	Stormwater Pollution Prevention Plan
SWRCB	State Water Resources Control Board
µg/L	micrograms per liter
WDID	Waste Discharge Identification Number

1.0 Applicability

Southern California Gas Company (SCG) has prepared this Best Management Practices and Control Strategy Plan (BMP Plan) for discharges of wastewater performed under SCG's authorization under State Water Resources Control Board (SWRCB) Statewide General Order for Discharges from Natural Gas Utility Construction, Operations and Maintenance Activities, Order No. 2017-0029 -DWQ, NPDES No. CAG670001 (Permit).

SCG submitted a Notice of Intent (NOI) on May 15, 2018 and received a Notice of Applicability (NOA) on July 11, 2018 authorizing coverage under the Permit. The SWRCB assigned SCG with Waste Discharge Identification Number (WDID) NGU003.

This Plan addresses planned, unplanned and emergency discharges from natural gas utility construction projects, as described in the Permit, to land, to waters of the United States, and to non-federal surface waters, where the concentrations of pollutants in the effluent have a reasonable potential to exceed applicable water quality criteria or objectives.

Direct discharge to groundwater (e.g., injection wells and well cellars) and vault dewatering, is not authorized by the Permit nor addressed in this Plan. For procedures for vault dewatering see Gas Standard 104.077.

2.0 Performance Measures and Objectives

This Plan was developed in accordance with section IX.A.5 of the Permit and has the following objectives:

- Prevent toxicity to aquatic life from chlorine and other constituents in the discharge;
- Prevent riparian erosion and hydromodification by implementing flow dissipation, erosion control, and hydromodification-prevention measures where needed;
- Minimize sediment discharge, turbidity, trash, and color impacts;
- Prevent additional chemicals or other substances from being introduced into the discharge after treatment and/or control; and
- Prevent the addition of pollutants from non-permitted process waters or chemical spills.

3.0 Plan Maintenance and Availability

This BMP Plan will be reviewed and updated annually, as outlined in section IX.A.5 of the Permit. Appendix 1 presents the Plan revision history including dates of annual reviews and summary of corresponding Plan revisions.

SCG will maintain an electronic or hardcopy of the most-updated Plan at the facility project site. SCG will make this BMP Plan available to SWRCB or Regional Water Quality Control Board (RWQCB) staff during an inspection or upon request.

4.0 Overview of Discharges

The Permit authorizes planned, emergency, and unplanned discharges from the following activities:

- Hydrostatic testing of existing natural gas facilities;
- Hydrostatic testing of new natural gas facilities; and

- Site dewatering related to excavation, construction, testing, maintenance and/or repair of natural gas facilities.

The Permit defines planned, emergency, and unplanned discharges as follows:

- Planned Discharges: Discharges due to scheduled dewatering and hydrostatic testing of new and/or existing natural gas facilities related to excavation, construction, testing, maintenance, operation and/or repair;
- Emergency Discharges: Discharges due to a sudden, unexpected occurrence involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services, including the provision of natural gas supplies; and
- Unplanned Discharges: Discharges due to dewatering resulting from water pipe ruptures, groundwater seepage, collection of rain water, incidental storm water inflow, local run-on, or urgent operations, maintenance and/or repair activities.

See section 9 of this BMP Plan for more information regarding emergency and unplanned discharges.

4.1 Discharge Management Methods

Discharge management methods allowed by the Permit include the following:

- Discharge to land, including beneficial reuse (e.g., dust control and compaction); and
- Discharge to surface water, including both waters of the United States and non-federal surface waters.

4.2 State Water Board Recommendations

The SWRCB encourages SCG to prioritize discharges to land over discharges to surface waters to the extent practicable based on project conditions. Additionally, for projects where land discharge is a feasible option, a designated responsible person at SCG will evaluate the use of recycled water during hydrostatic testing of new or existing pipe, to the extent practicable, based on supply availability and access and suitability for its intended use.

5.0 Discharge Planning

Discharge planning is coordinated by the Project Manager (PM). The PM works with the Water Quality Subject Matter Expert (Water Quality SME), Cultural Resource SME, Field Environmental Representative (FER), construction contractor, and other designated responsible persons to complete the following:

- Establish project water management strategy, including but not limited to the following:
  - Identify data needed to implement the strategy; and
  - Identify and coordinate resources needed to implement the strategy.
- Characterize discharge quantity and quality, coordinate water treatment requirements; and
- Prepare and submit Pre-Discharge Notifications to the appropriate RWQCB, Tribal Entities, and municipal separate sewer and storm system (MS4) owner or operator when required by the Permit.

5.1 Project Water Management Strategy, Data, and Resource Needs

The SCG team listed above will establish a water management strategy and identify the data and resources needed to support the discharge strategy. Project plans are developed that identify the scope and extent of the project and serve as the basis for identifying water management and discharge requirements. Data and resource needs addressed in the water management strategy are identified below.

5.1.1 Discharge Options for Dewatering and Hydrostatic Test Water

Discharge options for dewatering and hydrostatic test are as follows:

- Beneficial reuse- Potential beneficial reuse options include, but are not limited to, dust suppression and backfill compaction;
- Discharge to land;
- Discharge to surface waters; and
- If the water does not meet Permit conditions, it will be transported to an approved disposal facility or appropriately permitted commercial treatment facility.

5.1.2 Hydrostatic Testing Water Source

Potential water sources are located and identified. If non-potable water is used for hydrostatic testing, it must meet SCG company requirements as identified in Gas Standard 106.0232, Field Sampling and Analysis of Liquids and Solids/Sludge, Section 5.5.

If recycled water is sampled and meets all company requirements, it may be used provided the project location is within the recycled water supplier's designated use area. The use of recycled water should also be covered under the supplier's recycled water engineering report. If recycled water will be used, SCG's designated responsible person will work with the supplier to identify and comply with recycled water use requirements in Title 22.

Recycled water discharged to land must comply with the appropriate setback distances listed in section IX.G of the Permit.

5.1.3 Onsite Water Management

When water must be kept onsite temporarily, before final disposal, an adequate staging area must be secured in order to accommodate water containment and treatment systems, if needed. A sufficient number of holding tanks must be used in order to segregate water and other liquids from each stage of the hydrostatic test or dewatering operation. The PM shall work with project team to determine the total number of holding tanks required for fill/dewatering, cleaning slug, and treated water to evaluate whether there is sufficient room onsite to accommodate this storage volume. If space is not available onsite, the PM will locate excess storage capacity offsite and truck or hard-pipe the test water to the discharge location.

5.1.4 Biological Resources

For direct discharges to surface waters and land, if necessary, input from a qualified biologist[1] will confirm that the proposed discharge location is not a wetland or vernal pool. Discharges to federal and non-federal wetlands and/or vernal pools are prohibited by the Permit. The Permit defines wetlands and vernal pools as follows:

[1] A qualified biologist is defined in the Permit as one that based upon academic training, experience, and knowledge can provide an evaluation of the issue being considered. Qualified biologists should not work outside their particular field of expertise.

- "An area is a wetland if, under normal circumstances, (1) the area has continuous or recurrent saturation of the upper substrate caused by groundwater or shallow surface water or both; (2) the duration of such saturation is sufficient to cause anaerobic conditions in the upper substrate; and (3) the area either lacks vegetation or the vegetation is dominated by hydrophytes."
- Vernal pools are "Seasonal depressional wetlands that occur in Mediterranean climate conditions. They are covered by shallow water for variable periods from winter to spring, but may be completely dry for most of the summer and fall."

If discharges are to occur in sensitive areas and the discharge will result in saturated surface soils or otherwise impact species that reside in subterranean burrows, an environmental review will be conducted before the discharge is initiated. See section 6.2.3 of this BMP Plan for more information.

5.1.5 Cultural Resources

SCG performs an environmental review as part of project planning and includes potential for cultural resource impacts. As part of the environmental review, SCG Cultural Resource SME will identify the project locations and discharges, if any, that are subject to the 30-day Notifications to Tribal Entities, whom elected to opt in to the State Water Board Native American Tribe Pre-Discharge Notification List, as specified in the Permit.

5.1.6 Hydrogeological Considerations Near Hazardous Waste Release Sites

When groundwater dewatering will occur, SCG will conduct an environmental project review to identify the presence of any nearby hazardous materials sites. If groundwater dewatering will occur within 250 feet of a hazardous material release site, or a chemical plume[2] emanating from a hazardous material release site; a hydrogeologic evaluation will be conducted to determine if the dewatering activities will significantly affect conditions at the release site. These significant effects include: causing loss of hydraulic control of a plume under remediation, lowering the groundwater table when floating non-aqueous phase liquid (e.g., gasoline) is present, or migration of an existing plume. SCG will make the determination of the presence of hazardous material release sites using the SWRCB's GeoTracker system, available at: geotracker.waterboards.ca.gov.

When a hydrogeologic evaluation is required, consultation with the SWRCB and/or RWQCB is required. Additional analysis of dewatering activities, testing, and treatment of extracted groundwater may be required.

Dewatering an excavation to remove storm water that has flowed into the excavation via the surface, or to remove water that resulted from a broken pipe (potable water, sewage, recycled water, or storm drain) is exempt from the consultation with the SWRCB and/or RWQCB consultation requirement, described above.

5.2 Characterize Discharge Quantity and Quality

5.2.1 Groundwater Dewatering Operations

To determine if groundwater dewatering will be likely, SCG will obtain historical groundwater quality, depth, and yield information from previous SCG projects and/or from publicly available data such as the Department of Water Resources' Water Data Library, if available.

[2] The Permit describes a hazardous waste release site as the site and associated chemical plume. The plume is defined by the areal extent of groundwater containing the hazardous material (or a daughter product) at a concentration above the maximum contaminant level or remedial cleanup concentration established by a regulatory agency, whichever is lower.

When the height of the water table indicates dewatering is anticipated during a construction project, a designated SCG person will summarize available groundwater quality data and collect additional data, if needed, to determine water quality. Based on available historical information and the project water management strategy, SCG may perform pre-construction groundwater sampling (e.g., during a potholing event or geotechnical investigations, if necessary. In addition, groundwater depth measurements and pump testing may be conducted to determine groundwater extraction flow rates associated with the proposed dewatering approaches.

5.2.2 Hydrostatic Testing Operations

As part of hydrostatic testing planning, a designated person at SCG will estimate the quantity and quality of the discharge water. This assessment may include source water sampling and the condition of test pipe segment.

If it is determined during the assessments described above that the discharge water is unlikely to meet effluent limitations, cost effective treatment options will be explored (e.g., series of bag filters, granulated activated carbon [GAC], clay filtration). If effluent limitations cannot be met through cost effective treatment options, the water will be transported to an approved wastewater treatment facility for final disposal.

5.3 Pre-Discharge Notifications

The Project Manager (PM) or other designated responsible person will prepare the Discharge Reporting Form in Appendix 2 for all planned discharges under the Permit. Once the form is completed it will be submitted to the Water Quality SME at scgwaterdischarges@semprautilities.com.

Based on pre-discharge planning, data gathering, and the Discharge Reporting Form, a SCG Water Quality SME, Cultural Resource SME, or other designated responsible person will prepare and submit a 30-day Notification to Tribal Entities, when required, and a 7-business day notification to the appropriate RWQCB, SWRCB, and MS4 owner or operator, if applicable. A project with multiple hydrostatic tests using the same source water or dewatering discharges, or both, may be covered under a single notification.

The Pre-Discharge Notification to the RWQCB, SWRCB, and MS4 owner or operator will consist of:

- Attachment C of the Permit, the Pre-Discharge Notification Form.
- A map (local and/or regional) showing project location and proposed discharge locations; and
- Any additional permitting or documentation required by the MS4, if applicable.

When a Pre-Discharge Notification to Tribal Entities' representative is required, it will consist of:

- A general description and map of the location of pipeline segments to be tested, and points of discharge, as available;
- Contact information for SCG Cultural Resource SME;
- Estimated date(s) discharge(s) are proposed to occur; and
- As applicable, site-specific cultural resource avoidance and minimization measures (AMMs), including BMPs, to be implemented at the discharge site.

6.0 Best Management Practices

BMPs are defined in the Permit as follows:

> *Methods, measures, or practices designed and selected to reduce or eliminate the discharge of pollutants to waters of the United States, non-federal surface water, or groundwater*. *Best Management Practices include structural and non-structural controls, and operations and maintenance procedures which can be implemented prior, during, and/or after discharge producing activities.*

SCG has developed a Best Management Practice Manual for Water Quality and Storm Water Management (SCG BMP Manual) for all projects throughout SCG service territory. BMPs in the SCG BMP Manual were determined to be applicable to natural gas utility projects. BMPs include sediment controls, waste management and material controls, non-storm water discharge controls, and soil erosion controls.

6.1 Generally Applicable Best Management Practices

SCG implements applicable BMPs at its construction projects throughout its service area. For projects disturbing more than 1 acre and that are not otherwise exempt from the California Stormwater Construction General Permit (CGP) NPDES No. CAS000002, SCG prepares and trains construction crews on a Stormwater Pollution Prevention Plan (SWPPP) that specifies construction project BMPs. For projects that disturb 1 acre or less, or that are otherwise exempt from the CGP, SCG ensures all construction crews and contactors implement the SCG BMP Manual to ensure protection of water quality.

The SCG BMP Manual outlines BMPs to be used during construction activities in the follow categories:

- Sediment Controls;
- Waste Management and Material Controls;
- Non-Storm Water Discharge Controls; and
- Soil Erosion Controls.

SWPPPs, when applicable, are available onsite during active construction, including during water management and discharge. The SCG BMP Manual is made available to all employees and contractors, should it need to be referenced during active construction.

6.2 Best Management Practices Applicable to Water Storage, Treatment, and Discharge

Many of the BMPs contained within the SCG BMP Manual are applicable to water storage, treatment, and discharge activities. The BMPs in this section are additional BMPs specific to water storage, treatment, and discharge.

6.2.1 Training

Training for construction crews will be conducted at projects, to ensure all compliance with conditions in the Permit.

6.2.2 Spill Prevention

Spill prevention measures are required for management of water prior to final disposal. These measures may include, but are not limited to, the following:

- Providing site security to prevent unauthorized discharge from storage tanks. Site security may include, but is not limited to, locking out tank discharge valves, locating tanks within a perimeter security fence, and/or onsite security personnel;
- Ensuring that all storage container side hatches and connections are closed prior to adding liquid to a tank;
- Positioning a spotter at the top hatch in verbal communication with vacuum truck transfer pump operator during tank filling to prevent tank overfills;
- Covering storm drain inlets that have the potential to be in the path of a spill, with appropriate BMPs from the SCG BMP Manual;
- Use of polyethylene film (or equivalent material) containment to protect soil from blowdown and potential spills resulting from vacuum truck operations at test heads; and
- Use of welded water conveyance pipe or performing daily inspections at pipe connections to confirm the absence of leaks.

6.2.3 Segregation of Test Water, Groundwater, and Process Solutions

SCG may implement the following BMPs, or equivalent, to prevent cross-contamination of process solutions, liquid wastes, source water, groundwater, untreated test water, and treated test water and groundwater:

- Sufficient dedicated tank capacity is provided for process solutions, liquid wastes, source water, groundwater, untreated test water, and treated test water and groundwater;
- Tanks are required to be mobilized to the site in a clean condition and are inspected visually prior to filling; and
- Tanks may be labeled with contents at the time they begin to be filled.

6.2.4 Land Discharge Best Management Practices

The following BMPs apply to discharging to land:

- Land discharge areas are visually monitored and are adjusted, as needed, to avoid ponding, offsite or surface water discharges, and nuisance conditions;
- Spray irrigation of discharges is not allowed when wind speeds (including gusts) exceed 30 miles per hour based on wind speed information at a nearby government weather station; and
- If discharges are to occur in sensitive areas and the discharge will result in saturated surface soils or otherwise impact species that reside in subterranean burrows, an environmental review will be conducted before the discharge is initiated. Environmental review involves an assessment of existing conditions and may include a query of species accounts using published literature and data provided by the California Natural Diversity Data Base (CNDDB), field surveys, field evaluations, and biological resource monitoring. If there is the potential to have a substantial adverse effect on sensitive species identified as a threatened, endangered, candidate, or special status species identified in regional plans, policies, or regulation, appropriate avoidance and minimization measures will be applied to avoid or minimize impacts where possible. When significant unavoidable impacts to state or federally listed species may occur (e.g. take of listed species), work will begin only after the appropriate state and/or federal permits are secured.

6.2.5 Best Management Practices for Discharges to Percolation, Infiltration, or Evaporation Ponds

The following BMPs apply to discharges to unlined pond systems designed to collect discharges for percolation, evaporation, or subsequent land application to avoid discharge to surface waters:

- Pond discharge areas will be visually monitored and are adjusted, as needed, to avoid offsite or surface water discharges and nuisance conditions;
- SCG will minimize/mitigate vector and mosquito breeding by minimizing weeds and algae and using erosion control to avoid the creation of small coves from discharge flows; and
- Prior to discharge, SCG will confirm that the pond(s) have sufficient capacity to accommodate the discharge in addition to other planned inflows, design seasonal precipitation (25-year return period month values for the active project months), and wind-driven waves, such that a minimum of 1 foot of freeboard can be maintained at all times in all pond(s).

6.2.6 Prevention of Erosion and Hydromodification from Surface Water Discharges

SCG's BMPs to prevent erosion and hydromodification associated with surface water discharge include, but are not limited, the following approaches:

- Using appropriate flow rates and tank storage;
- Discharging to manufactured structures or existing surface water sections designed as points of discharge such as storm drains, culverts, or existing rip-rap areas; and
- Where manufactured structures are unavailable, using diffusers to minimize discharge velocities.

6.2.7 Cultural Resource Avoidance and Minimization Measures

As required by the Permit, if a discharge is to be located within a Tribal Entity's affiliated lands, SCG Water Quality SME, Cultural Resource SME, or other designated person will send the Tribal Entity a notification a minimum of 30 calendar days prior to project initiation, if the Tribal Entity elected to opt in to receive notification. The notification will include information specified in Section II.C.f of the Permit and cultural AMMs to be employed. Potential AMMs are summarized in Table 6-1.

Table 6-1. Cultural Resource Avoidance and Minimization Measures

Risk Condition	**Risk Response May Include**
Unanticipated cultural resource discovery	In the event that a cultural resource is encountered, all earthmoving activity within and around the immediate discovery area shall be diverted until a qualified archaeologist can assess the nature and significance of the find.
Unanticipated human remains discovered	In the event that human remains are discovered, per State Health and Safety Code Section 7050.5, further disturbances and activities shall cease in any area or nearby area suspected to overlie remains, and the County Coroner shall be contacted. Pursuant to California Public Resources Code (PRC) Section 5097.98, if the remains are thought to be Native American, the Coroner will notify the Native American Heritage Commission, which will then notify the Most Likely Descendant (MLD). The SCG Cultural Resource specialist will be contacted so they may work with the MLD on the respectful treatment and disposition of the remains. Further provisions of California PRC 5097.98 are to be followed as applicable.

6.2.8 Confidentiality of Cultural Resource Information

Any records associated with Native American tribal consultations and tribal cultural resources are subject to the confidentiality provisions consistent with Public Resource Code § 21082.3(c).

7.0 Land Discharge Control Strategy

7.1 Effluent Limits and Narrative Standards

Section VII of the Permit specifies numerical effluent limitations for all planned discharges to land:

- Dissolved oxygen in land discharges is limited to 1.0 milligrams per liter (mg/L) or greater; and
- Discharges of existing pipe hydrostatic test water are subject to a limit on the maximum concentration of polychlorinated biphenyls (PCBs) of 0.5 micrograms per liter (µg/L).

In addition, Section VIII.C of the Permit specifies where receiving water bodies have the potential of reaching groundwater limitations for those discharges to land authorized under the Permit, they shall not cause or contribute to the exceedance of a water quality objective in the applicable RWQCB Basin Plan.

Section IX.E of the Permit specifies that adequate acreage must be made available to apply discharge at a rate that will not create nuisance conditions. Land application area monitoring shall take place weekly and report any vector generation, saturated soil conditions, odors, or runoff conditions. Additionally, separate phase product monitoring shall take place continuously. If present, oil, including oil sheen, must be separated from the effluent.

Compliance with these numeric and narrative effluent limits and receiving water objectives will be achieved through the treatment controls described in this section and by the BMPs described in Section 6 of this BMP Plan.

If the discharge does not meet all effluent limitations, cost effective treatment options will be explored (e.g. series of bag filters, granulated activated carbon (GAC), and clay filtration). If effluent limitations will not be able to be met through cost effective treatment options, the water will be transported to an approved wastewater treatment facility for final disposal.

Table 7-1. Compliance Monitoring for Land Discharges

Constituent/Parameter	**Units**	**Sample Type**	**Sampling Frequency**
Land Application Area[1]	NA	Observe	Weekly
PCBs[2]	mg/L	Grab	Weekly
Dissolved Oxygen	mg/L	Grab	Weekly
Pond Freeboard[3]	Feet	Measure	Weekly
Separate Phase Products[4]	Gallons	Measure	Continuous

[1] Land application area monitoring shall report any vector generation, saturated soil conditions, odors, or runoff conditions.
[2] PCBs monitoring is not required when new pipe is being installed.
[3]Freeboard shall be measured from the pond water surface to the lowest point of overflow for monitoring of all pond systems.
[4]Any separate phase products collected (e.g., gas condensate prior to the test initiation, or oil or oil sheen removed from pipeline facilities and/or hydrostatic test wastewater) shall be reported.

7.2 Dewatering Discharge Control Strategy

Site dewatering discharges related to excavation, construction, testing, maintenance and/or repair of natural gas facilities can be from a variety of water sources and as a result, water quality and pollutants present in the water will vary. Dewatering discharges will be managed in accordance with Gas Standard 104.0226, Excavation Dewatering Management.

Water will be pumped in to holding tanks and held prior to discharge. To comply with the dissolved oxygen effluent limit for land discharges, SCG will monitor the dissolved oxygen concentration in the water in holding tanks following dewatering. If needed, the water will be aerated to increase dissolved oxygen levels. Once it is confirmed that the water meets all effluent limitations as prescribed in the Permit, the water will be discharged to land.

While not expected, if there is a likelihood for pollutant(s) to be present above RWQCB Basin Plan objectives, the test water will be sampled and appropriate cost-effective treatment will be performed, prior to discharge, if necessary, to ensure compliance.

7.3 New Pipe Hydrostatic Test Water Control Strategy

SCG uses potable or non-potable water that meets the company standard as identified in Section 5.1.2 of this BMP Plan for hydrostatic testing of new pipe segments and components, and implements the BMPs described in Section 6 of this BMP Plan.

To comply with the dissolved oxygen effluent limit for land discharges, a designated responsible person will monitor the dissolved oxygen concentration in hydrostatic test water and the water in holding tanks following test completion. If needed, the water will be aerated to increase dissolved oxygen levels.

Based on the use of water that meets the company standard and testing of new pipe, it is not anticipated that contaminates will exceed Basin Plan objectives. If there is a likelihood for pollutant(s) to be present above RWQCB Basin Plan objectives, the water will be sampled and appropriate cost-effective treatment will be performed, prior to discharge, if necessary, to ensure compliance.

7.4 Existing Pipe Hydrostatic Test Water Control Strategy

7.4.1 Existing Pipe Hydrostatic Test Water Discharge Characteristics

Existing pipe that will be hydrostatically tested may contain the following contaminants:

- Sediments from historical pipeline deposits;
- Insoluble iron and manganese (rust) from pipeline carbon steel;
- Low concentrations of soluble metals likely from historical pipeline deposits; and
- Soluble organic compounds from residual pipeline condensates.

7.4.2 Pipeline Segment Rinsing

An element of SCG's control strategy for land discharge of existing pipe hydrostatic test water is to rinse the pipeline segments prior to hydrostatic testing. Rinsing (known as the cleaning slug) may include the removal of condensates at known drip legs or known low points. This is done as a precautionary step to reduce the volume of potential contaminants in the post-test discharge water. The cleaning slug is purged and placed into a vacuum truck or holding tank. Samples may be collected for the purposes of waste characterization and waste acceptance, and disposal of the cleaning slug will occur offsite at an approved commercial waste facility in accordance with federal, state, and local requirements.

7.4.3 Control Strategy for Pollutants

Table 7-2. Control Strategy for Pollutants

Pollutant	Control Strategy
Sediment Controls	Removal of minor sediment quantities resulting from insoluble iron, manganese, and residual pipeline scale particulates mobilized by hydrostatic test water can be readily achieved with tank settling followed by a combination of bag and cartridge filtration.
Soluble Organic Pollutant Controls	Potential soluble organic pollutants in existing pipeline hydrostatic test water include trihalomethanes from potable water and hydrocarbons from pipeline condensate residual material. SCG will evaluate the need for treatment to meet effluent limits and will implement an appropriate treatment technology, such as GAC.
Soluble Inorganic Pollutant Controls	Provided that company standard source water is used and the pipeline segment is rinsed, soluble inorganic pollutants are not expected to be present in concentrations exceeding basin plan groundwater objectives.
Dissolved Oxygen Controls	SCG will sample water prior to discharge to confirm that the discharge will meet the dissolved oxygen effluent limit. A hand-held field meter that uses a U.S EPA-approved algorithm/method and is calibrated and maintained in accordance with the manufacturer's instructions, may be used.
Separate Phase Products	SCG will monitor discharges for separate phase products and their associated sheen. If present, oil, including oil sheen, will be separated from the effluent. These practices ensure that there will be no separate phase products in the discharge. If PCBs are present in the existing pipeline, they would be expected to be adsorbed in to the oily separate phase products. PCB samples are taken prior to discharge to ensure the concertation of PCBs meets effluent limitations.

7.5 Additional Control Provisions

7.5.1 Provisions for Water Treatment Service Contractors

If water treatment is required to meet effluent limitations, SCG will use qualified contractors to perform water treatment services. These contractors provide staff, with appropriate training, to operate the water treatment equipment.

7.5.2 Indicators of Noncompliance

If during a planned discharge, the effluent shows an indication of noncompliance (an unusual color or smell present or observation of a sheen), if practical, and it is safe to do so the discharge shall be stopped immediately. If at this time it is not possible to stop the discharge, the discharge is now an emergency, see section 9.2 of this BMP Plan for procedures.

8.0 Surface Water Discharge Control Strategy

8.1 Effluent and Receiving Water Limitations, and Receiving Water Monitoring

8.1.1 Numerical Effluent Limitations

The Permit specifies numerical effluent limitations for planned discharges to surface waters; see Appendix 3:

- Effluent limits for discharges to inland surface waters, enclosed bays, and estuaries are specified in Section V.A. of the Permit;
- Effluent limits for discharges to the Pacific Ocean are specified in Section V.B. of the Permit;
- Effluent limits for total petroleum hydrocarbons applicable to hydrostatic testing discharges from existing facilities as specified in Section V.C: of the Permit:
    - The pollutant concentrations of Total Petroleum Hydrocarbons as Diesel in the discharge shall not exceed 2.0 mg/L; and
    - The pollutant concentrations of Total Petroleum Hydrocarbons as Gasoline[3] in the discharge shall not exceed 5.0 µg/L.
- Effluent limits applicable to all surface water discharges as specified in Section V.D of the Permit:
    - Oil and grease shall not exceed 10 mg/L;
    - Turbidity shall not exceed 50 Nephelometric Turbidity Units (NTU); and
    - pH in the discharge shall be within 6.0 to 9.0 standard units.
- For all previously-chlorinated[4] planned discharges directly into, or within 300 feet of, the receiving water, the total residual chlorine concentration shall not exceed the following limitations:
    - 0.011 mg/L, as a 4-day average and
    - 0.019 mg/L, as a 1-hour average

Per Section X.B of the Permit, a discharge is in compliance with the total residual chlorine effluent limitations if the total residual chlorine concentration measured by a handheld field chlorine meter is below a minimum level (quantifiable level) of 0.1 mg/L chlorine or a positive de-chlorination agent residual.

The monitoring instruments used to obtain field data shall be maintained and calibrated in accordance with the manufacturer's recommendations. All information on monitoring instrument calibration shall be reported with the field monitoring data.

If, the discharge does not meet all effluent limitations, cost effective treatment options will be explored (e.g. series of bag filters, GAC, and clay filtration). If effluent limitations will not be able to be met through cost effective treatment options, the water will be transported to an approved disposal facility or appropriately permitted commercial treatment facility for final disposal.

[3] A discharge is in compliance with the Total Petroleum Hydrocarbons as Gasoline effluent limitation if the laboratory analytical monitoring result is "non-detect" using a U.S. EPA authorized laboratory analytical method with a method detection limit of 23 µg/L or lower.

[4] For example, treated potable water, recycled water, etc.

Table 8-1. Compliance Monitoring for Surface Water Discharges

Constituent/Parameter	Units	Sample Type	Sampling Frequency
California Ocean Plan Constituents/Parameters	µg/L	Grab	Weekly[2]
pH	Standard Units	Grab	Weekly[2]
Priority Pollutants	µg/L	Grab	Weekly[2]
Oil and Grease	mg/L	Grab	Weekly[2]
Temperature	°F	Grab	Weekly[2]
Total Petroleum Hydrocarbons as Gasoline[1]	µg/L	Grab	Weekly[2]
Total Petroleum Hydrocarbons as Diesel[1]	mg/L	Grab	Weekly[2]
Total Residual Chlorine	mg/L	Grab	Weekly[2]
Turbidity	NTU	Grab	Weekly[2]

[1] Additional monitoring requirement for discharges from existing facilities.
[2] Weekly sampling frequency is required only for those pollutants/parameters that exceeded effluent limitations in the first sampling event.

For each project, if four consecutive weekly samples of a constituent that exceeded its effluent limitation in the initial sampling show concentrations less than the effluent limitation, monitoring for that constituent shall be reduced to monthly.

For every five million gallons discharged, monitoring will be conducted to determine if the discharge characteristics have changed and if new monitoring requirements are needed. If the initial results for the second five-million-gallon monitoring show no change from the initial results of the first five-million-gallon monitoring, further monitoring every five million gallons, is not required to be conducted.

8.1.2 Receiving Water Limitations

In addition to numerical effluent limits, narrative receiving water limitations are specified in Section VIII.A of the Permit. However, due to the low threat nature of the discharges covered under SCG authorization, compliance with effluent limitations is expected to achieve compliance with the receiving water limitations.

The Permit specifies the following narrative receiving water limitations and performance standards:

- Discharges to wetlands and vernal pools are prohibited;
- Aquatic toxicity from chlorine and chemical constituents in the discharge is to be prevented and will not affect beneficial uses;
- Riparian erosion and hydromodification will be prevented;
- Sediment, turbidity, trash, and color impacts are to be minimized and will not cause a nuisance or affect beneficial uses;
- Introduction of chemicals or other substances into the discharge following treatment will be prevented and will not adversely affect beneficial uses; and

- The addition of pollutants from non-permitted process waters or chemical spills will be prevented.

Compliance with these receiving water limits and performance standards is achieved both through the treatment controls described in this section and by the BMPs described in Section 6 of this BMP Plan.

8.2 Dewatering Discharge Control Strategy

Site dewatering discharges related to excavation, construction, testing, maintenance and/or repair of natural gas facilities can be from a variety of water sources and as a result, water quality and pollutants present in the water will vary. Dewatering discharges will be managed in accordance with Gas Standard 104.0226, Excavation Dewatering Management.

Water will be pumped in to holding tanks and held prior to discharge. Once it is confirmed that the water meets all effluent limitations, as prescribed in the Permit, the water will be discharged to surface waters.

While not expected, if there is a likelihood for pollutant(s) to be present above RWQCB Basin Plan objectives, the water will be sampled and appropriate cost-effective treatment will be performed, prior to discharge, if necessary, to ensure compliance.

8.2.1 Control Strategy for Pollutants

Sediment Controls

Removal of minor amount of sediment in the water can be readily achieved with tank settling, and if needed, bag and cartridge filtration.

Soluble Organic Pollutant Controls

SCG will determine the need for organic pollutant controls based on pre-discharge characterization. It is anticipated that organic contamination will be limited to trace concentration of a limited number of organic pollutants. SCG will evaluate the need for GAC treatment, on a case-by-case basis, when required, to meet effluent limitations.

Soluble Inorganic Pollutant Controls

Certain groundwaters in California may contain soluble concentrations of naturally occurring metals in excess of surface water effluent limits, including arsenic, selenium, and chromium. In pre-discharge characterization of test water, SCG will sample to anticipate soluble metal treatment needs. Cost effective treatment methods will evaluated a case-by-case basis, when required to meet effluent limitations.

Chlorine Toxicity Controls

The Permit imposes a total residual chlorine limit applicable to previously-chlorinated discharges that discharge directly into a receiving water or discharge to a conveyance at a point that is within 300 feet of the receiving water. In the event that of a dewatering discharge of previously chlorinated water, and the discharge point is directly into, or within 300 feet of, a receiving water, SCG will incorporate a dichlorination step into the treatment system (such as a final carbon polishing vessel) and will include field measurement of total residual chlorine to demonstrate a residual below the quantifiable level of 0.1 mg/L.

8.3 New Pipe Hydrostatic Test Water Control Strategy

SCG uses potable or non-potable water that meets the company standard as identified in Section 5.1.2 for hydrostatic testing of new pipe segments and components, and implements the BMPs described in Section 6 of this BMP Plan.

Water from hydrostatic tests will be held in holding tanks following test completion. Sampling will be conducted prior to discharge to ensure all effluent limitations are met. The test water will be sampled and appropriate cost-effective treatment will be performed, prior to discharge, if necessary, to ensure compliance.

Based on the use of water that meets the company standard and testing of new pipe, it is not anticipated that contaminates will exceed Basin Plan objectives. If there is a likelihood for pollutant(s) to be present above RWQCB Basin Plan objectives, the water will be sampled and appropriate cost-effective treatment will be performed, prior to discharge, if necessary, to ensure compliance.

8.3.1 Control Strategy for Pollutants

Chlorine Toxicity Controls

The Permit imposes a total residual chlorine limit applicable to previously-chlorinated discharges that discharge directly into a receiving water or discharge to a conveyance at a point that is within 300 feet of the receiving water. In the event that new-pipe hydrostatic test will use a previously chlorinated source water, and the discharge point is directly into, or within 300 feet of, a receiving water, SCG will incorporate a de-chlorination step into the treatment system (such as a final carbon polishing vessel) and will include field measurement of total residual chlorine to demonstrate a residual below the quantifiable level of 0.1 mg/L.

8.4 Existing Pipe Hydrostatic Test Water Control Strategy

8.4.1 Existing Pipe Hydrostatic Test Water Discharge Characteristics

Existing pipe that will be hydrostatically tested may contain the following contaminants:

- Sediments from historical pipeline deposits;
- Insoluble iron and manganese (rust) from pipeline carbon steel;
- Low concentrations of soluble metals likely from historical pipeline deposits; and
- Soluble organic compounds from residual pipeline condensates.

8.4.2 Pipeline Segment Rinsing

An element of SCG's control strategy for land discharge of existing pipe hydrostatic test water is to rinse the pipeline segments prior to hydrostatic testing. Rinsing (known as the cleaning slug) may include the removal of condensates at known drip legs or known low points. This is done as a precautionary step to reduce the volume of potential contaminants in the post- test discharge water. The cleaning slug is purged and placed into a vacuum truck or holding tank. Samples may be collected for the purposes of waste characterization and waste acceptance, and disposal of the cleaning slug will occur offsite at an approved commercial waste facility in accordance with federal, state, and local requirements.

8.4.3 Control Strategy for Pollutants

Table 8-2. Control Strategy for Pollutants

Pollutant	Control Strategy
Sediment Controls	Removal of minor sediment quantities resulting from insoluble iron, and manganese, and residual pipeline scale particulates mobilized by the hydrostatic test water can be typically be achieved with tank settling, and if necessary, followed by a combination of bag and cartridge filtration.

Soluble Organic Pollutant Controls	Potential soluble organic pollutants in existing pipeline hydrostatic test water include trihalomethanes from high quality source water and hydrocarbons from pipeline condensate residual material. SCG will evaluate the need for treatment to meet effluent limits and will implement an appropriate treatment technology, such as granular activated carbon (GAC).
Soluble Inorganic Pollutant Controls	High quality source water that originates in whole, or in part, from groundwater supply wells may contain soluble metal concentrations above the Permit effluent limits, which, in many cases, are below drinking water MCLs. Therefore, before test water can be discharged to surface waters, it may require treatment to remove dissolved metals. In the event that SCG selects a discharge strategy that includes discharging existing-pipe test water to surface waters, SCG would sample source water and post-test water for both total and field-filtered concentrations of metals to anticipate soluble metal treatment needs. Cost effective treatment methods will be evaluated on a case-by-case basis, when required, to meet effluent limitations.
Chlorine Toxicity Controls	The Permit imposes a total residual chlorine limit applicable to previously-chlorinated discharges that discharge directly into a receiving water or discharge to a conveyance at a point that is within 300 feet of the receiving water. If existing-pipe hydrostatic test will use a previously chlorinated source water, and the discharge point is directly into, or within 300 feet of, a receiving water, SCG will incorporate a dichlorination step into the treatment system (such as a final carbon polishing vessel) and will include field measurement of total residual chlorine to demonstrate a residual below the quantifiable level of 0.1 mg/L.
Separate Phase Products	The Permit imposes oil and grease effluent limits for all surface water discharges and total petroleum hydrocarbons as diesel and total petroleum hydrocarbons as gasoline limits for hydrostatic testing from existing facilities. Hydrostatic testing from existing facilities have the potential to contain these pollutants above Permit effluent limitations, and treatment of post-test water may be likely. If PCBs are present in the existing pipeline, they would be expected to be adsorbed in to the oily separate phase products. PCB samples are taken prior to discharge to ensure the concertation of PCBs meets effluent limitations. In the event that SCG selects a discharge strategy that includes discharging existing-pipe test water to surface waters, SCG would sample post-test water for oil and grease to anticipate treatment needs. Cost effective treatment methods will evaluated a case-by-case basis, when required, to meet effluent limitations.

8.5 Additional Control Provisions

8.5.1 Provisions for Water Treatment Service Contractors

If water treatment is required to meet effluent limitations, SCG will use qualified contractors to perform water treatment services. These contractors provide staff, with appropriate training, to operate the water treatment equipment.

8.5.2 Indicators of Noncompliance

If during a planned discharge, the effluent shows an indication of noncompliance (an unusual color or smell present or observation of a sheen), if practical, and it is safe to do so the discharge shall be stopped immediately. If at this time it is not possible to stop the discharge, the discharge is now an emergency, see section 9.2 of this BMP Plan for procedures.

9.0 Unplanned, Emergency, and Noncompliant Discharge Control Strategy

This section presents a summary of requirements related to unplanned, emergency, and noncompliant discharges and guidance for complying with these requirements.

9.1 Unplanned Discharges

9.1.1 Unplanned Discharge Definition

As defined in the Permit, an unplanned discharge is a discharge due to dewatering resulting from water pipe ruptures, groundwater seepage, collection of rain water, incidental storm water inflow, local run-on, or urgent operations, maintenance and/or repair activities.

9.1.2 Requirement to Implement Appropriate Best Management Practices and Controls for Unplanned Discharges

SCG will implement applicable BMPs as soon as feasible after taking necessary actions to protect public health and safety. Potentially applicable BMPs are described in Section 6 of this BMP Plan and may include, but are not limited to, the following:

- Rerouting the discharge to prevent contamination of the discharge with construction materials;
- Route the discharge to a suitable location to avoid hydromodification or erosion at the discharge location;
- Implement intake screening and tank settling as soon as practicable to minimize effluent turbidity;
- Cover storm drain inlets with appropriate BMPs specified in the SCG BMP Manual;
- If during an unplanned discharge, the effluent shows an indication of noncompliance (an unusual color or smell present or observation of a sheen), if practical, and it is safe to do so the discharge shall be stopped immediately. If at this time it is not possible to stop the discharge, the discharge is now an emergency, see section 9.2 of this BMP Plan for procedures.

9.1.3 Monitoring

Monitoring is not required for unplanned discharges.

9.1.4 Notification

Internal Notification

Any unplanned discharge must be reported to the Water Quality SME if it occurs during business hours, or the on-call FER for after hours, or other designated responsible person.

As soon as feasible after the unplanned discharge, the Project Manager (PM) or other designated responsible person will prepare the Discharge Reporting Form in Appendix 2, for reporting and tracking

purposes. Once the form is completed it will be submitted to the Water Quality SME at scgwaterdischarges@Semprautilites.com.

SCG employees and contractor crews who have a potential to witness an unplanned discharge will be trained on the notification requirements.

Tribal Entities Notification

SCG will promptly notify tribal entities on the SWRCB Native American Tribe Pre-Discharge Notification List if tribal cultural resources may be impacted. SCG shall promptly terminate the discharge to avoid further impacts until cultural resource matters are addressed. In such cases, addressing the cultural resource involves work crews stopping work in the vicinity of the cultural resource discovery to avoid damage until a qualified archaeologist can assess the significance of the find. If necessary, treatment measures will be developed in consultation with appropriate agencies and tribal representatives.

9.2 Emergency Discharges

9.2.1 Emergency Discharge Definition

As defined in the Permit, an emergency discharge is a discharge due to a sudden unexpected occurrence involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services, including the provision of natural gas supplies. Emergency discharges include, but are not limited to, discharges from emergency natural gas facility failure and repair and ruptures during hydrostatic testing.

9.2.2 Requirement to Implement Appropriate Best Management Practices and Controls for Unplanned and Emergency Discharges

SCG will implement BMPs applicable to the discharge as soon as feasible after taking necessary actions to protect public health and safety. Potentially applicable BMPs are described in Section 6 of this BMP Plan and may include, but are not limited to, the following:

- Rerouting the discharge to prevent contamination of the discharge with construction materials;
- Route the discharge to a suitable location to avoid hydromodification or erosion at the discharge location;
- Implement intake screening and tank settling as soon as practicable to minimize effluent turbidity;
- Cover storm drain inlets with appropriate BMPs specified in the SCG BMP Manual; and

9.2.3 Monitoring

Monitoring is not required for emergency discharges.

9.2.4 Notification

Internal Notification

Any emergency discharge must be reported to the Water Quality SME if the discharge occurs during business hours, or on-call FER if after hours, or other designated responsible personnel. Within two (2) days after the emergency discharge, the Project Manager (PM) or other designated responsible person will prepare the Discharge Reporting Form in Appendix 2, for reporting and tracking purposes. Once the form is completed it will be submitted to the Water Quality SME at scgwaterdischarges@semprautilities.com.

SCG employees and contractor crews who have a potential to witness an unplanned or emergency discharge will be trained on the notification requirements.

External Notification

Within 24 hours of becoming aware of an emergency discharge, SCG Water Quality SME or other designated responsible person shall notify the SWRCB (and MS4 operators, if applicable). The notification within 24 hours must be provided verbally by calling (916) 319-9152 or electronically by emailing NPDES_wastewater@waterboards.ca.gov.

Tribal Entities Notification

SCG Water Quality and Cultural Resource SMEs, or other designated responsible person, will promptly notify tribal entities on the SWRCB Native American Tribe Pre-Discharge Notification List if tribal cultural resources may have been impacted. SCG shall promptly terminate the discharge to avoid further impacts until cultural resource matters are addressed. In such cases, addressing the cultural resource involves work crews stopping work in the vicinity of the cultural resource discovery to avoid damage until a qualified archaeologist can assess the significance of the find. If necessary, treatment measures will be developed in consultation with appropriate agencies and tribal representatives.

9.2.5 Documentation of Emergency Discharge Response

Upon being notified by project staff that an emergency discharge has occurred, the on-site designated responsible person will document the following information:

- The nature of the discharge and, how it qualifies as an emergency discharge;
- Whether the discharge is ongoing or is complete and estimated volume;
- If the discharge is complete, the BMPs and controls that were implemented; and
- If the discharge is ongoing or expected to reoccur, BMPs that will be implemented to meet Permit requirements, the associated implementation schedule, and why it is not feasible to implement BMPs and controls sooner than the proposed schedule.

All documentation shall be sent to the Water Quality SME or designated responsible person to complete the written report described below.

9.2.6 Reporting of Emergency Discharge

The SCG Water Quality SME or designated responsible person will provide a written report within five (5) days of the time SCG becomes aware of the emergency discharge. The notification shall include all of the following information:

- The limitations for which the emergency discharge occurred;
- The date, time, location, and estimated duration of the emergency discharge;
- Receiving water body, if applicable;
- The estimated volume of discharge during the emergency discharge;
- The cause of the emergency discharge; and
- The corrective actions taken or planned to (1) prevent future emergency discharges and/or (2) repair the system failure.

9.3 Noncompliant Discharges

9.3.1 Noncompliant Discharge Definition

The State and Regional Water Boards deem discharges out of compliance with effluent limitations when a pollutant concentration in the monitoring sample is greater than or equal to the corresponding effluent limitation and greater than or equal to the Reporting Limit for the pollutant.

9.3.2 Receiving Water Monitoring

Receiving water monitoring is required when a noncompliant discharge to any surface water threatens beneficial uses in the receiving water. However, the Monitoring and Reporting Program (Attachment E of the Permit) does not require monitoring of discharges that do not go to a water of the U.S, or are associated with an emergency discharge. Additionally, monitoring is not required for discharges to constructed features, such as constructed MS4 systems, irrigation canals, and ditches that are not waters of the U.S.

When it has been determined there has been a noncompliant discharge to any surface water that does not meet any of the exceptions outlined above that may impact beneficial uses, SCG will conduct receiving water monitoring. In such instances, SCG will monitor the surface water visually at and downstream of the discharge location. Monitoring will consist of digital photographs and documentation of observed effects the discharge has on the surface water in regard to erosion, discoloration, impact on aquatic life, sedimentation, floating material, visible films, sheens, or coatings, and potential nuisance conditions.

For noncompliant discharges, SCG will include photographs and documented observations of the receiving water conditions in its Annual Monitoring Report. If the conditions surrounding the surface water presents a hazard to monitoring personnel, SCG will conduct visual monitoring using telephoto lenses and binoculars. If further hazards exist that may render visual monitoring unsafe, monitoring is not required; however, SCG will document such hazards in the monitoring report.

9.3.3 Notification

Internal Notification

Any noncompliance which may impact beneficial uses of the receiving waters, endanger health, or endanger the environment must be reported to the Water Quality SME, during business hours, or on-call FER after hours, or other designated responsible person Within two (2) days after the noncompliant discharge, the Project Manager (PM) or other designated responsible person will prepare the Discharge Reporting Form in Appendix 2, for reporting and tracking purposes. Once the form is completed it will be submitted to the Water Quality SME at scgwaterdischarges@Semprautilites.com.

SCG employees and contractor crews who have a potential to witness an unplanned or emergency discharge will be trained on the notification requirements.

External Notification

Within 24 hours of becoming aware of any noncompliance which may impact beneficial uses of the receiving waters, endanger health, or endanger the environment, the SCG Water Quality SME or other designated responsible person shall notify the SWRCB (and MS4 operators, if applicable). The notification within 24 hours must be provided verbally by calling (916) 319-9152 or electronically by emailing NPDES_wastewater@waterboards.ca.gov.

9.3.4 Documentation Discharge Response

If during a planned or unplanned discharge, the effluent shows an indication of noncompliance (an unusual color or smell present or observation of a sheen), if practical, and it is safe to do so the

discharge shall be stopped immediately. If at this time it is not possible to stop the discharge, then the on-site designated responsible person will document the following information:

- The nature of the discharge and how it may be a noncompliant discharge;
- Whether the discharge is ongoing or is complete and the estimated volume;
- If the discharge is complete, the BMPs and controls that were implemented; and
- If the discharge is ongoing or expected to reoccur, BMPs that will be implemented to meet the Permit requirements, the associated implementation schedule, and why it is not feasible to implement BMPs and controls sooner than the proposed schedule.

All documentation shall be sent to the Water Quality SME to complete the written report described below.

9.3.5 Reporting

The SCG Water Quality SME will provide a written report within five (5) days of the time SCG becomes aware of the noncompliant discharge which may impact beneficial uses of the receiving waters, endanger health, or endanger the environment. The report shall include all of the following information:

- The limitations for which the noncompliant discharge occurred;
- The date, time, location, and estimated duration of the noncompliant discharge;
- Receiving water body;
- The estimated volume of discharge during the noncompliant discharge;
- The cause of the noncompliant discharge; and
- The corrective actions taken or planned to (1) prevent future noncompliant discharges and/or (2) repair the system failure.

Appendix 1: SCG Best Management Practice and Control Strategy Plan Review and Amendment Log

Date	By	Description

Appendix 2: Discharge Reporting Form

This form is applicable for planned, unplanned, and emergency discharges authorized under Statewide General Order for Discharge from Natural Gas Utility Construction, Operation, and Maintenance Activities (Order 2017-0026-DWQ), (Permit). Once the discharge has been planned, or after it has occurred (for unplanned or emergency discharges), please fill out this form to the best of your ability. For discharges for beneficial reuse complete Sections 1 and 2, for discharges to surface waters complete Sections 1 and 3, and for discharges to land complete Sections 1 and 4. Please direct all questions and return completed form to Environmental Services, Water Quality, SCGwaterdischarges@semprautilities.com.

SECTION 1: PROJECT AND GENERAL DISCHARGE INFORMATION		
Project Name or Facility		
Operating Group		
Discharge Start Date	Project End Date	Discharge End Date
Estimated Volume		
SCG Contact Person	**Alternate Contact (if applicable)**	
Phone Number	Phone Number	
Email	Email	
Contractor (if applicable)		
Contact Person		
Phone Number	Email	
Mailing Address		
Discharge Location: (Please provide a map of the discharge location)		
Regional Board		
Latitude	Longitude	
Address		
City	County	
Type of Discharge (check one box for each A, B, and C)		
A:		
☐ Hydrostatic testing water from new natural gas facilities		
☐ Hydrostatic testing water from existing natural gas facilities		
☐ Site dewatering related to excavation, construction, testing, maintenance, and/or repair of natural gas facilities		
☐ Other. If other, please contact SCGwaterdischarges@semprautilities.com, right away to ensure the discharge is authorized under the Permit.		
B:		
☐ Planned Discharge. Scheduled discharges due to dewatering or hydrostatic testing of new and/or existing natural gas facilities related to excavation, construction, testing, maintenance, operation and/ or repair.		

☐ Emergency Discharge. Discharges due to a sudden unexpected occurrence involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services, including the provision of natural gas supplies.
☐ Unplanned Discharge. Discharges due to dewatering resulting from water pipe ruptures, groundwater seepage, collection of rain water, incidental storm water inflow, local run-on, or urgent operations, maintenance and/or repair activities.
C:
☐ Discharge for beneficial reuse (dust control, construction supply water, urban or agricultural irrigation, or other) (Fill out Section 2, of this form) If the discharge will not be used for beneficial reuse, please explain why reuse is not feasible:
☐ Discharge to Surface Water (Fill out Section 3, of this form)
☐ Discharge to Land (Fill out Section 4, of this form)
Best Management Practices or Treatment:
Describe the Best Management Practices and/or treatment methods (with appropriate citations to the Best Management Practices and Control Strategy Plan), that are anticipated to be used to ensure that the discharge maintains compliance with the terms and conditions of the Permit.
Post Discharge: If the discharge is planned, submit all required monitoring results to SCGwaterdischarges@semprautilities.com after the discharge has occurred. If possible, please submit monitoring data in an excel format with minimum levels and method detection limits for each constituent.
SECTION 2: DISCHARGE FOR BENEFICIAL RE-USE
Identify the potential beneficial reuses the discharge may be used for, prior to ultimate disposal. (Check all that apply): ☐ Dust Control ☐ Urban or Agricultural Irrigation ☐ Construction Supply Water ☐ Other If other, please explain:

SECTION 3: PLANNED DISCHARGES TO SURFACE WATERS		
Describe location of discharge and name(s) of receiving water body. Ensure the provided map shows project location and discharge location(s) and shows identifying information for the surface waters, municipal storm drain systems, and/or other conveyance systems proposed to receive discharges.		
Does the discharge have multiple outfall locations with same source water, and with similar discharge characteristics?	☐ Yes	☐ No/NA
Is any portion of the discharge to a municipal separate storm sewer system? If yes, identify the municipal separate storm sewer system and the associated municipality:	☐ Yes	☐ No
Cultural Resources Considerations for Planned Discharges:		
If known, will the discharge be to surface waters affiliated with any Native American Tribes? If yes, a 30-day notification and site-specific Avoidance Minimization Measures may be required.	☐ Yes	☐ No
Biological Resources Considerations for Planned Discharges:		
Is revegetation required for the project?	☐ Yes	☐ No
SECTION 4: DISCHARGES TO LAND		
Describe location of discharge. Ensure the provided map shows project location and discharge locations. Provide identifying information for specific plots of land proposed to receive discharges.		
Cultural Resources Considerations for Planned Discharges:		
If known, will the discharge be to lands affiliated with any Native American Tribes? If yes, a 30-day notification and site-specific Avoidance Minimization Measures may be required.	☐ Yes	☐ No
Biological Resources Considerations for Planned Discharges:		
If known, will the discharge be in an environmentally sensitive area? Is there potential to have a substantial adverse effect on sensitive species?	☐ Yes	☐ No
Will wastewater and/or treated groundwater be applied to ponds, result in saturated surface soils, or otherwise impact sensitive species that reside in subterranean burrows?	☐ Yes	☐ No
Is revegetation required for the project?	☐ Yes	☐ No
Hazardous Materials Considerations:		
If know, for discharges as a result of site dewatering, will the project occur within 250 feet of a hazardous materials site?	☐ Yes	☐ No/NA

Appendix 3: Final Effluent Limitations for Planned Discharges to Surface Waters

Below are the Permit sections addressing all effluent limitations for planned discharges to surface waters, as stated in the Permit.

V. FINAL EFFLUENT LIMITATIONS FOR PLANNED DISCHARGES TO WATERS OF THE U.S.

The discharge shall not exceed the effluent limitations listed in the tables below. The Discharger shall collect a representative sample of the effluent prior to discharge to a water of the U.S.

A. Final Effluent Limitations for Discharges to Inland Surface Waters, Enclosed Bays, and Estuaries

Final Effluent Limitations for Priority Pollutants

Discharges to inland waters, estuaries, and enclosed bays that are waters of the U.S. shall not exceed the maximum daily effluent limitations specified in Table 3 and the applicable maximum daily effluent limitations in Tables 4A, 4B, or 4C for hardness-dependent metals.

Table 3. Final Effluent Limitations for Discharges of Priority Pollutants to Inland Surface Waters, Enclosed Bays, and Estuaries

Constituent	CAS Number	Effluent Limitation (µg/L)
1, 1,2-Trichloroethane	79005	1.2
1, 1-Dichloroethylene	75354	0.114
1,1,2,2-Tetrachloroethane	79345	0.34
1,2 Dichlorobenzene	95501	1,200
1,2-Dichloroethane	107062	0.76
1,2-Dichloropropane	78875	1.04
1,2-Diphenylhydrazine	122667	0.08
1,2-Trans-Dichloroethylene	156605	20
1,3 Dichlorobenzene	541731	800
1,3-Dichloropropylene	542756	1
1,4 Dichlorobenzene	106467	40
2,3,7,8-TCDD (Dioxin)	1746016	0.000000026
2,4,6-Trichlorophenol	88062	4.2
2,4-Dichlorophenol	120832	186
2,4-Dimethylphenol	105679	1,080
2,4-Dinitrophenol	51285	140
2,4-Dinitrotoluene	121142	0.22
2-Chloronaphthalene	91587	3,400
2-Chlorophenol	95578	240
2-Methyl-4,6-Dinitrophenol	534521	26.8
3,3'-Dichlorobenzidine	91941	0.08
4,4'-DDD	72548	0.00166
4,4'-DDE	72559	0.00118

Constituent	CAS Number	Effluent Limitation (µg/L)
4,4'-DDT	50293	0.00118
Acenaphthene	83329	2,400
Acrolein	107028	640
Acrylonitrile	107131	0.118
Aldrin	309002	0.00026
alpha-Endosulfan	959988	0.056 (Freshwater) 0.0087 (Saltwater)
Anthracene	120127	19,200
Antimony	7440360	12
Arsenic	7440382	150 (Freshwater) 36 (Saltwater)
Asbestos	1332214	14,000,000 (fibers/L)
Benzene	71432	2.0
Benzidine	92875	0.00024
Benzo(a)Anthracene	56553	0.0088
Benzo(a)Pyrene	50328	0.0088
Benzo(b)Fluoranthene	205992	0.0088
Benzo(k)Fluoranthene	207089	0.0088
beta-BHC	319857	0.028
beta-Endosulfan	33213659	0.056 (Freshwater) 0.0087 (Saltwater)
Bis(2-Chloroethoxy)Methane	111911	0
Bis(2-Chloroethyl)Ether	111444	0.062
Bis(2-Chloroisopropyl)Ether	39638329	2,800
Bis(2-Ethylhexyl)Phthalate	117817	3.6
Bromoform	75252	8.6
Butylbenzyl Phthalate	85687	6,000
Carbon Tetrachloride	56235	0.5
Chlorobenzene	108907	140
Chlordane	57749	0.00114
Chlorodibromomethane	124481	0.802
Chrysene	218019	0.0088
Cyanide	57125	5.2 (Freshwater) 1 (Saltwater)
Dibenzo(a,h)Anthracene	53703	0.0088
Dichlorobromomethane	75274	1.12
Dieldrin	60571	0.00028
Diethyl Phthalate	84662	46,000
Dimethyl Phthalate	131113	626,000
Di-n-Butyl Phthalate	84742	5,400
Endosulfan Sulfate	1031078	220

Constituent	CAS Number	Effluent Limitation (µg/L)
Endrin	72208	0.036 (Freshwater) 0.0023 (Saltwater)
Endrin Aldehyde	7421934	1.52
Ethylbenzene	100414	6,200
Fluoranthene	206440	600
Fluorene	86737	2,600
gamma-BHC	58899	0.038
Heptachlor	76448	0.00042
Heptachlor Epoxide	1024573	0.0002
Hexachlorobenzene	118741	0.0015
Hexachlorobutadiene	87683	0.88
Hexachlorocyclopentadiene	77474	100
Hexachloroethane	67721	3.8
Indeno(1,2,3-cd) Pyrene	193395	0.0088
Isophorone	78591	16.8
alpha-BHC	319846	0.0078
alpha-Endosulfan	959988	220
Mercury	7439976	0.1
Methyl Bromide	74839	96
Methylene Chloride	75092	9.4
Nitrobenzene	98953	34
N-Nitrosodimethylamine	62759	0.00138
N-Nitrosodi-n-Propylamine	621647	0.01
N-Nitrosodiphenylamine	86306	10
Pentachlorophenol	87865	0.56
Phenol	108952	42,000
Polychlorinated biphenyls (PCBs)	1336-36-3	0.00034
Pyrene	129000	1920
Selenium	7782492	5.0 (Freshwater) 71 (Saltwater)
Tetrachloroethylene	127184	1.6
Thallium	7440280	3.4
Toluene	108883	300
Toxaphene	8001352	0.00146
Trichloroethylene	79016	5.4
Vinyl Chloride	75014	1.0

Table 4**A**. Final Effluent Limitations for Priority Pollutants
Hardness-Dependent Metals with Hardness 0 to <40 mg/L

Parameter	Unit	Hardness in mg/L Maximum Daily Effluent Limitations			
		H <10	10≤ H <20	20≤ H <30	30≤ H <40
Cadmium, Total Recoverable	µg/L	0.2	0.5	0.9	1.4
Chromium (III)	µg/L	29	72	109	144
Copper, Total Recoverable	µg/L	0.8	2.3	3.8	5.2
Lead, Total Recoverable	µg/L	0.1	0.5	0.9	1.4
Nickel, Total Recoverable	µg/L	7	17	27	35
Silver, Total Recoverable	µg/L	0.02	0.2	0.4	0.7
Zinc, Total Recoverable	µg/L	9	24	37	49

Table 4B. Final Effluent Limitations for Priority Pollutants
Hardness-Dependent Metals with Hardness 40 to <80 mg/L

Parameter	Unit	Hardness in mg/L Maximum Daily Effluent Limitations			
		40≤ H <50	50≤ H <60	60≤ H <70	70≤ H <80
Cadmium, Total Recoverable	µg/L	1.8	2.3	2.8	3.2
Chromium (III)	µg/L	177	208	239	269
Copper, Total Recoverable	µg/L	6.6	8.0	9.3	10.7
Lead, Total Recoverable	µg/L	1.9	2.4	3.0	3.6
Nickel, Total Recoverable	µg/L	44	52	59	67
Silver, Total Recoverable	µg/L	1.0	1.4	1.9	2.5
Zinc, Total Recoverable	µg/L	61	72	83	94

Table 4C. Final **Effluent Limitations for Priority Pollutants**
Hardness-Dependent Metals with Hardness ≥80 mg/L

Parameter	Unit	Hardness in mg/L Maximum Daily Effluent Limitations			
		80≤ H <90	90≤ H <100	100≤ H <200	H ≥200
Cadmium, Total Recoverable	µg/L	3.6	3.9	5.6	7.0
Chromium (III)	µg/L	297	326	474	600
Copper, Total Recoverable	µg/L	12	13	20	27
Lead, Total Recoverable	µg/L	4.2	4.9	8.8	13
Nickel, Total Recoverable	µg/L	75	82	121	154
Silver, Total Recoverable	µg/L	3.1	3.7	8.1	13
Zinc, Total Recoverable	µg/L	104	115	169	215

For saltwater discharges, this General Order sets the final effluent limitations for the metals shown in Table 5.

Table 5. Final Effluent Limitations for Protection of Aquatic Life for Saltwater Discharges

Constituent	Effluent Limitation (µg/L)
Cadmium, Total Recoverable	9.3
Copper, Total Recoverable	3.1
Lead, Total Recoverable	8.1
Nickel, Total Recoverable	8.2

Constituent	Effluent Limitation (µg/L)
Silver, Total Recoverable	1.9
Zinc, Total Recoverable	81

Final Effluent Limitations for Total Residual Chlorine

For all previously-chlorinated[5] planned discharges directly into, or within 300 feet of, the receiving water, the total residual chlorine concentration shall not exceed the following limitations:

a. 0.011 mg/L, as a 4-day average.

b. 0.019 mg/L, as a 1-hour average.

A discharge is in compliance with the total residual chlorine effluent limitations if the total residual chlorine concentration measured by a handheld field chlorine meter is below a minimum level (quantifiable level) of 0.1 mg/L chlorine. See section X.B of this General Order for information to determine compliance with total residual chlorine effluent limitations.

B. Final Effluent Limitations for Discharges to the Pacific Ocean

1. Final Effluent Limitations for Priority Pollutants

Discharges to the Pacific Ocean shall not exceed the maximum daily effluent limitations (MDEL) specified in Table 6.

Table 6. Final Maximum Daily Effluent Limitations
Discharges of Priority Pollutants **to the Pacific Ocean**

Compound	Effluent Concentration (µg/L)	Averaging Period
Arsenic	32	MDEL
Cadmium	4	MDEL
Chlorinated Phenolics	4	MDEL
Chromium (Hexavalent)[1]	8	MDEL
Copper	12	MDEL
Cyanide[2]	4	MDEL
Endosulfan	0.018	MDEL
Endrin	0.004	MDEL
Hexachlorocyclohexane[3]	0.008	MDEL
Lead	8	MDEL
Mercury	0.16	MDEL
Nickel	20	MDEL
Selenium	60	MDEL
Silver	2.8	MDEL
Total Chlorine Residual	8	MDEL
Zinc	80	MDEL

[1] Dischargers may, at their option, meet this objective as a total chromium objective.

[5] For example, treated potable water, recycled water, etc.

[2] Requirement may be met by measurement of weak acid-dissociable cyanide (SM 4500-CN-I-1999) or measurement of "available" cyanide species using an approved method in 40 C.F.R. part 136.

[3] Hexachlorocyclohexane shall mean the sum of the alpha, beta, gamma (lindane) and delta isomers of hexachlorocyclohexane.

Discharges to the Pacific Ocean shall not exceed the average monthly effluent limitations (AMEL) specified in Table 7.

Table 7. Final Average Monthly Effluent Limitations
Discharges of Priority Pollutants **to the Pacific Ocean**

Compound	**Effluent Concentration (µg/L)**	**Averaging Period**
1,1,1-Trichloroethane	540000	AMEL
1,1,2,2-Tetrachloroethane	2.3	AMEL
1,1,2-Trichloroethane	9.4	AMEL
1,1-Dichloroethylene	0.9	AMEL
1,2-Dichloroethane	28	AMEL
1,2-Diphenylhydrazine	0.16	AMEL
1,3-Dichloropropene	8.9	AMEL
1,4-Dichlorobenzene	18	AMEL
2,4,6-Trichlorophenol	0.29	AMEL
2,4-Dinitrophenol	4	AMEL
2,4-Dinitrotoluene	2.6	AMEL
3,3'-Dichlorobenzidine	0.0081	AMEL
4,6-Dinitro-2-methylphenol	220	AMEL
Acrolein	220	AMEL
Acrylonitrile	0.1	AMEL
Aldrin	0.000022	AMEL
Antimony	1200	AMEL
Benzene	5.9	AMEL
Benzidine	0.000069	AMEL
Beryllium	0.033	AMEL
Bis(2-chloroethoxy) methane	4.4	AMEL
Bis(2-chloroethyl) ether	0.045	AMEL
Bis(2-chloroisopropyl) ether	1200	AMEL
Bis(2-ethylhexyl) phthalate	3.5	AMEL
Carbon tetrachloride	0.9	AMEL
Chlordane	0.000023	AMEL
Chlorobenzene	570	AMEL
Chlorodibromomethane	8.6	AMEL
Chloroform	130	AMEL

Compound	Effluent Concentration (µg/L)	Averaging Period
DDT	0.00017	AMEL
Dichlorobenzene	5100	AMEL
Dichlorobromomethane	6.2	AMEL
Dichloromethane	450	AMEL
Dieldrin	0.00004	AMEL
Diethyl phthalate	33000	AMEL
Dimethyl phthalate	820000	AMEL
Di-N-butyl phthalate	3500	AMEL
Ethylbenzene	4100	AMEL
Fluoranthene	15	AMEL
Halomethanes	130	AMEL
Heptachlor	0.00005	AMEL
Heptachlor epoxide	0.00002	AMEL
Hexachlorobenzene	0.00021	AMEL
Hexachlorobutadiene	14	AMEL
Hexachlorocyclopentadiene	58	AMEL
Hexachloroethane	2.5	AMEL
Isophorone	730	AMEL
Nitrobenzene	4.9	AMEL
N-nitrosodimethylamine	7.3	AMEL
N-nitrosodi-N-propylamine	0.38	AMEL
N-nitrosodiphenylamine	2.5	AMEL
PAHs	0.0088	AMEL
PCBs	0.000019	AMEL
TCDD equivalents	3.9E-09	AMEL
Tetrachloroethylene	2	AMEL
Thallium	2	AMEL
Toluene	85000	AMEL
Toxaphene	0.00021	AMEL
Tributyltin	0.0014	AMEL
Trichloroethylene	27	AMEL
Vinyl Chloride	36	AMEL

2. Final Effluent Limitations for Chlorine

For all previously-chlorinated[5] planned discharges directly into, or within 300 feet of ocean water, the total residual chlorine concentration in the discharge shall not exceed the following limitations:

a. 0.008 mg/L, as a daily maximum.

b. 0.060 mg/L, as an instantaneous maximum.

A discharge is in compliance with the total residual chlorine effluent limitations if the total residual chlorine concentration measured by a handheld field chlorine meter is below a minimum level (quantifiable level) of 0.1 mg/L chlorine. See section X.B of this Order for information to determine compliance with total residual chlorine effluent limitations.

- **Final Effluent Limitations for Hydrostatic Testing Discharges from Existing Facilities**

1. The pollutant concentrations of Total Petroleum Hydrocarbons as Diesel in the discharge shall not exceed 2.0 mg/L.
2. The pollutant concentrations of Total Petroleum Hydrocarbons as Gasoline in the discharge shall not exceed 5.0 µg/L.

   A discharge is in compliance with the Total Petroleum Hydrocarbons as Gasoline effluent limitation if the laboratory analytical monitoring result is “non-detect” using a U.S. EPA authorized laboratory analytical method with a method detection limit of 23 µg/L or lower.

- **Final Effluent Limitations for All Discharges**

1. Oil and grease shall not exceed 10 mg/L.
2. Turbidity shall not exceed 50 Nephelometric Turbidity Units.
3. pH in the discharge shall be within 6.0 to 9.0 standard units.

FINAL EFFLUENT LIMITATIONS FOR PLANNED DISCHARGES TO NON-FEDERAL SURFACE WATER

Discharges to non-federal surface waters shall not exceed any effluent limitation for discharges established in section V of this General Order for waters of the U.S.

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MEMORANDUM

Council Meeting Date: May 28, 2024

To: Honorable Mayor and City Council

From: Michael Ramirez, City Manager

Subject: **City Manager's Report**

SENIOR SERVICES PROGRAMMING (AGEWELL)

Pickleball

Pickleball is coming to AgeWell for the summer! Starting in June. AgeWell will take over the pickleball courts, located at the middle school, Wednesday and Friday mornings from 8:00am to 10:00am. Wednesdays are set aside for beginners to learn from a skilled instructor, and Friday is "game on" for some AgeWell pickleball fun.

CITY EMPLOYEE UPDATES

Recruitments

Below is a partial list of open recruitments and status. Additional information on City job openings is available online at https://carpinteriaca.gov/city-hall/human-resources/

- Library Technician
  - Final interviews conducted on May 23
  - Selection pending background
- Parks and Facilities Attendant
  - Recruitment ongoing
- Part-time Lifeguard (Summer Seasonal) and Swim Coach Positions
  - See website for details

.

UPDATES ON CAPITAL IMPROVEMENT PROJECTS

No updates

UPDATES ON DEVELOPMENT APPLICATIONS

The Palms Restaurant Renovations to be Reviewed by Architectural Review Board

On Thursday, May 30th, the Carpinteria Architectural Review Board (ARB) will be holding a conceptual review of the proposed renovations for the historic Palms Restaurant building located at 701 Linden Avenue. The property changed ownership over the past year and the new owner is taking early steps to share a conceptual proposal for the building with the City's ARB. The contemplated use of the building would include a ground floor restaurant and market/café/retail area; a second-floor banquet/event space; and rooftop covered bar and uncovered dining area. The project would also include efforts to restore historic building facades, including the removal and replacement of the ground floor single story element along Linden Avenue with a trellised patio seating area, and restoration of original windows and openings. The meeting will take place at 5:30 p.m. in the City Hall Council Chambers. The meeting agenda and staff report will be posted to the City's website no later than Thursday, May 23rd here: https://carpinteriaca.gov/city-hall/agendas-meetings/

OTHER CITY/COMMUNITY UPDATES

Draft Density Bonus Ordinance to be Reviewed by Planning Commission

The Carpinteria Planning Commission is scheduled to review the proposed amendments to the City's Zoning Code (CMC Title 14) pertaining to chapter 14.77, Density Bonus Regulations. The proposed amendments are intended to update the City's Density Bonus regulations to conform to current state law. The Planning Commission is asked to review and make a recommendation to the City Council for approval along with any suggested changes or revisions. The hearing will take place at 5:30 p.m. on Monday, June 3rd in the City Hall Council Chambers. The meeting agenda and staff report will be posted to the City's website no later than Thursday, May 30th here: https://carpinteriaca.gov/city-hall/agendas-meetings/

Adult Softball

The Carpinteria Adult Softball Co-Ed League kicks off on Thursday, June 6th. Games will take place at Viola Fields on Tuesdays and Thursdays at 5:40pm. The league fees are $350 per team, including 8-10 games plus the End of Season single elimination tournament. Reynaldo Cardenas continues to lead this program. Interested players should contact Reynaldo directly at (805) 453-2089. Registration closes May 31st.

Summer Reading

The Carpinteria Community Library Summer Reading program begins June 10. The program runs through August 16 and is open to readers of all ages. Call (805-6844314) or visit the Library website (carpinterialibrary.org) for more information. Library staff are excited to introduce everyone to some interesting insects through books, projects, art, and presentations. It's going to be the bees knees!

City of Carpinteria
City Council Minutes
Regular Meeting
Monday, May 13, 2024

In-Person and Virtual

CALL TO ORDER

Mayor Clark called the meeting to order at 4:31 pm.

ROLL CALL

Councilmembers present:	Councilmember Roy Lee Councilmember Mónica J. Solórzano Councilmember Wade T. Nomura Vice Mayor Natalia Alarcon Mayor Al Clark
Staff members present:	Michael Ramirez, City Manager Ryan Kintz, Assistant City Manager Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney of the City of Carpinteria Brian C. Barrett, City Clerk

PUBLIC COMMENT ON CLOSED SESSION MATTERS

There was no public comment.

CLOSED SESSION

1. CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
   Government Code section 54956.8
   Property: 801 Linden Avenue, Carpinteria CA 93013
   Agency negotiator: City Manager Michael Ramirez
   (If circumstances necessitate the absence of a specified negotiator, an agent or designee may participate in place of the absent negotiator so long as the name of the agent or designee is announced at an open session held prior to the closed session.)
   Negotiating parties: None
   Under negotiation: Price and Terms of Payment

Legal Counsel Acos read aloud for the record the Closed Session Item, the real property concerning the negotiations, the City's negotiators, and the negotiating parties.

TEMPORARY ADJOURNMENT TO CLOSED SESSION

Mayor Clark temporarily adjourned the meeting to Closed Session at 4:33 pm.

CALL TO ORDER

Mayor Clark called the meeting to order at 5:32 pm.

ROLL CALL

Councilmembers present:	Councilmember Roy Lee Councilmember Mónica J. Solórzano Councilmember Wade T. Nomura Vice Mayor Natalia Alarcon Mayor Al Clark
Staff members present:	Michael Ramirez, City Manager Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney of the City of Carpinteria Brian C. Barrett, City Clerk John L. Ilasin, Public Works Director Robert Howard, Public Works Supervisor Ryan Kintz, Assistant City Manager Kalyn Pina, Aquatics Coordinator Jena Jenkins, Senior Services Coordinator Amy Stanfield, Recreation Leader Stephon Downes, Management Analyst I Olivia Uribe Mutal, Program Manager Mindy Fogg, Principal Planner Jody Thomas, City Librarian

CLOSED SESSION REPORT

Legal Counsel Acos announced that there was no reportable action from the Closed Session.

PLEDGE OF ALLEGIANCE

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

COUNCILMEMBER(S) REQUEST FOR REMOTE PARTICIPATION UNDER AB 2449:

There were no Councilmember requests for remote participation under AB 2449.

AGENDA MODIFICATIONS: NONE

INTRODUCTIONS, PROCLAMATIONS AND PRESENTATIONS:

2. Proclamation proclaiming May as Asian American & Pacific Islander Heritage Month in the City of Carpinteria. *(Requires approval prior to presentation of proclamation.)*

There was no public comment.

Motion by Councilmember Nomura, seconded by Councilmember Solórzano, to approve the Proclamation proclaiming May as Asian American & Pacific Islander Heritage Month in the City of Carpinteria. Upon voice vote, the motion carried unanimously.

Mayor Clark and the City Council presented the proclamation to Libby Lok with the Santa Barbara Asian American and Pacific Islander Solidarity Network, who provided remarks.

3. Proclamation Designating May 2024 as Community Action Month and on the Occasion of CommUnify's 57th Anniversary. *(Requires approval prior to presentation of proclamation.)*

Vice Mayor Alarcon recused herself from this item due to CommUnify being her employer and left the Council Chambers at 5:43 pm.

There was no public comment.

Motion by Councilmember Nomura, seconded by Councilmember Solórzano, to approve the Proclamation Designating May 2024 as Community Action Month and on the Occasion of CommUnify's 57th Anniversary. Upon voice vote, the motion carried unanimously with Vice Mayor Alarcon absent due to her recusal.

Mayor Clark and the City Council presented the proclamation to Patricia Keelean, Chief Executive Officer of CommUnify, who provided remarks.

Vice Mayor Alarcon returned to the dais at 5:50 pm.

4. Proclamation Designating May 19 through 25, 2024, as National Public Works Week in the City of Carpinteria. *(Requires approval prior to the presentation of proclamation.)*

There was no public comment.

Motion by Councilmember Nomura, seconded by Councilmember Solórzano, to approve the Proclamation Designating May 19 through 25, 2024, as National Public Works Week in the City of Carpinteria. Upon voice vote, the motion carried unanimously.

Mayor Clark and the City Council presented the Proclamation to Public Works staff. Public Works Director Ilasin and Public Works Supervisor Howard provided remarks.

5. New Employee Introduction: Ryan Kintz, Assistant City Manager; Kalyn Pina, Aquatics Coordinator; Jena Jenkins, Senior Services Coordinator; and Amy Stanfield, Recreation Leader.

City Manager Ramirez introduced Kalyn Pina, Aquatics Coordinator; Jena Jenkins, Senior Services Coordinator; Amy Stanfield, Recreation Leader; and Ryan Kintz, Assistant City Manager.

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

Mayor Clark temporarily adjourned the meeting at 6:02 pm.

RECONVENE THE REGULAR MEETING OF THE CITY COUNCIL

Mayor Clark reconvened the meeting at 6:17 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

a. Senior Services Programming

City Manager Ramirez reported on Saturday Excursions and Senior Lecture Series provided by the Senior Services Program.

b. City Employee Updates

City Manager Ramirez summarized City Employee Updates.

c. Updates on Capital Improvement Projects

None.

d. Updates on Development Applications

None.

e. Other City/Community Updates

City Manager Ramirez reported on Adult Softball, Household Goods and Hazardous Waste Day, Carpinteria Bluffs Restoration, and CycleMAYnia Carpinteria Group Loop Ride.

Principal Planner Fogg mentioned the County of Santa Barbara Housing Element Rezones and the City's General Plan Annual Progress Report Follow-Up.

Speakers in-person: Patrick O'Connor

PLANNING COMMISSION ACTIONS: NONE

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Speakers in-person: Larry Nimmer, Gail Marshall, Amrita Salm representing herself, Rogelio Delgado, and Amrita Salm representing HopeNet of Carpinteria

Speakers via Zoom: Gary Campopiano and Susan Allen

In response to comments from Ms. Marshall and Ms. Salm, there was Council consensus to direct staff to place a presentation by Our Neighborhood Voices on the June 10th regular City Council meeting agenda.

There was a brief discussion regarding Mr. Nimmer's comment about potentially cutting from the budget the cost of videorecording City and community events. City Manager Ramirez added that the Council will have an opportunity to look at its draft budget at its June 10th meeting. Vice Mayor Alarcon requested that staff highlight the services that are being cut at the June 10th budget presentation. City Manager Ramirez acknowledged that staff would present Mr. Nimmer's comment in more detail and present the items that are proposed for reduction/deferment at the June 10th budget presentation.

CONSENT CALENDAR:

Speakers in-person: Sandy Evans representing Carpinteria Senior Citizens, Inc.

Motion by Councilmember Solórzano, seconded by Councilmember Nomura, to approve the Consent Calendar Item Nos. 6 through 8. The roll call vote on the motion was as follows:

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

NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

6. Approve the minutes of the regular meeting held April 22, 2024 and the special meeting held April 26, 2024.

7. Receive and file the Expenditures for the period beginning April 15, 2024 and ending May 3, 2024.

8. Approve additional appropriations through the Community Services Support Grant program (CSSG) for the current fiscal year (FY) 2023-2024 totaling $19,000. *(This motion requires a roll call vote.)*

ADMINISTRATIVE MATTERS:

9. Rental of Street Sweeping Equipment.

   Recommendation: (1) Authorize the City Manager to execute a rental agreement with Haaker Equipment Company for street sweeping equipment in an amount not to exceed $70,700; (2) Appropriate $70,700 for rental of street sweeping equipment and maintenance; and (3) Appropriate $8,000 for maintenance of street sweeping equipment. *(This motion requires a roll call vote.)*

Management Analyst I Downes presented the staff report.

Speakers in-person: Patrick O'Connor and RT Picard

Motion by Councilmember Lee, seconded by Councilmember Nomura, to authorize the City Manager to execute a rental agreement with Haaker Equipment Company for street sweeping equipment in an amount not to exceed $70,700 and appropriate $78,700 for rental of street sweeping equipment and maintenance.

Councilmember Nomura requested modification to the motion to include the time extension of the rental agreement through October 2024 due to the delay in delivery of the City's street sweeper.

Councilmember Lee modified the motion to authorize the City Manager to execute a rental agreement with Haaker Equipment Company for street sweeping equipment in an amount not to exceed $70,700 and appropriate $78,700 for rental of street sweeping equipment and maintenance and include the time extension of the rental agreement through October 2024 due to the delay in delivery of the City's street sweeper. Councilmember Nomura seconded the modified motion. The roll call vote on the modified motion was as follows:

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

The motion carried unanimously.

10. Approval of the Agreement between the City of Carpinteria and Two Trumpets Communications for Public Outreach Services and Communications Support.

Recommendation: Approve the Agreement between the City of Carpinteria and Two Trumpets Communications for Public Outreach Services and Communications Support. (This motion requires a roll call vote.)

Program Manager Uribe Mutal provided the staff report.

Speakers in-person: Lea Boyd and Peter Dugré both representing Two Trumpets Communications

Motion by Councilmember Solórzano, seconded by Councilmember Nomura, to authorize the City Manager to sign an agreement between the City of Carpinteria and Two Trumpets Communications for Public Outreach Services and Communications Support. The roll call vote on the motion was as follows:

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

The motion carried unanimously.

Mayor Clark recessed to a break at 7:26 pm and reconvened the meeting at 7:35 pm.

11. Authorization to Renew an Agreement for Rental Housing Mediation Program services between the City of Carpinteria and the City of Santa Barbara for the period from July 1, 2024 to June 30, 2027, for a flat fee of $78,813 for the three-year term of this agreement.

Recommendation: Authorize the City Manager to execute an agreement for Rental Housing Mediation Program services for the period from July 1, 2024 to June 30, 2027, for a flat fee of $78,813 for the three-year term of the agreement. *(This motion requires a roll call vote.)*

Principal Planner Fogg presented the staff report in conjunction with Andrea Bifano, Rental Housing Mediation Supervisor with the City of Santa Barbara and Laura Dubbels, Housing & Human Services Manager with the City of Santa Barbara.

There was no public comment.

Motion by Vice Mayor Alarcon, seconded by Councilmember Nomura, to authorize the City Manager to sign the Agreement for Rental Housing Mediation Program services for the period from July 1, 2024 to June 30, 2027, for a flat fee of $78,813 for the three-year term of the agreement. The roll call vote on the motion was as follows:

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

The motion carried unanimously.

12. Receive and file letter of resignation of District 3 Councilmember Roy Lee and determine Process for Filling City Council Vacancy.

Recommendation: Council to receive and file letter of resignation of District 3 Councilmember Roy Lee and provide direction to staff with respect to this seat. Per the attached letter of resignation, the effective date of Councilmember Roy Lee's resignation is December 9, 2024. The Council may fill the seat either by appointment or a special election that would be consolidated with the General Municipal Election on November 5, 2024. If the Council chooses to fill the seat by appointment, the matter will be brought back at a future undetermined date; if it chooses special election, staff will include the District 3 seat to the list of candidate seats to be consolidated with the General Municipal and Statewide Elections that are to occur on November 5, 2024. Staff expects to bring these resolutions back for Council consideration at its next meeting.

Councilmember Lee recused himself to avoid a perception of bias and left the Council Chambers at 7:44 pm.

City Clerk Barrett provided the staff report.

Speakers in-person: Rogelio Delgado

Motion by Councilmember Nomura, seconded by Vice Mayor Alarcon, to receive and file the letter of resignation of District 3 Councilmember Roy Lee and direct staff to include

the District 3 seat to the list of candidate seats to be consolidated with the General Municipal and Statewide Elections to occur on November 5, 2024.

Councilmember Nomura modified the motion to receive and file the letter of resignation of District 3 Councilmember Roy Lee and direct staff to include the District 3 seat which will cover the remaining two years of Councilmember Lee's term to the list of candidate seats to be consolidated with the General Municipal and Statewide Elections to occur on November 5, 2024. Vice Mayor Alarcon seconded the modified motion. Upon voice vote, the modified motion carried unanimously with Councilmember Lee absent due to his recusal.

Councilmember Lee returned to the dais at 7:52 pm.

PUBLIC HEARING: NONE

CONSIDERATION OF ANY ITEMS REMOVED FROM CONSENT CALENDAR AND/OR OTHER AGENDA ITEMS REQUESTED TO BE ADVANCED: NONE

MATTERS CONTINUED FROM PREVIOUS MEETINGS: NONE

OTHER BUSINESS:

13. Ordinance No. 782, an Ordinance of the City Council, of the City of Carpinteria, California, amending Chapter 2.37 of the Carpinteria Municipal Code to modify the composition of the Carpinteria Community Library Advisory Commission and align reporting requirements with State law.

    Recommendation: Approve Ordinance No. 782, as read by title only (first reading). *(This motion requires reading of ordinance title and a roll call vote.)*

City Librarian Thomas presented the staff report and presentation and noted Ordinance No. 782 had been modified since the posting of the agenda packet to include adding the City Representative to the Santa Barbara County Library Advisory Committee be invited to the Carpinteria Community Library Advisory Commission regular meetings.

There was no public comment.

Motion by Councilmember Solórzano, seconded by Councilmember Nomura, to approve Ordinance No. 782, on first reading, as read by title only, and continue second reading for adoption to May 28, 2024.

City Clerk Barrett read aloud the ordinance title into the record.

The roll call vote on the motion was as follows:

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

The motion carried unanimously.

14. 2024 Community Promotions and Communications Program Report.

Recommendation: Receive and file the 2024 Community Promotions and Communications Program Report.

Program Manager Uribe Mutal and Lea Boyd representing Two Trumpets Communications presented the staff report and PowerPoint presentations.

Speakers in-person: Fred Shaw and Rogelio Delgado

Program Manager Uribe Mutal asked for Council feedback on subsequent outreach event themes, date range, location, and survey or other data to be collected.

Vice Mayor Alarcon suggested the City have a booth at the St. Joseph's Fair to increase the City newsletter subscriptions; leverage the National Night Out event; and hold an event where the community can sit down at a long table for dinner, similar to the City of Goleta's Dam Dinner event.

Councilmember Solórzano suggested potential outreach event themes of volunteering in Carpinteria, housing support and resources, environmental stewardship, and disaster preparedness. She suggested potential event dates could be in Fall during back to school time and potential locations could include Linden Field, Linden Plaza, Memorial Park or El Carro Park.

Councilmember Lee concurred with the provided suggestions and recommended that each Councilmember reach out to the community and be available and accessible.

Motion by Councilmember Nomura, seconded by Vice Mayor Alarcon, to receive and file the 2024 Community Promotions and Communications Program Report and include Councilmember suggestions. Upon voice vote, the motion carried unanimously.

LEGISLATIVE UPDATE: NONE

COMMITTEE REPORTS, INQUIRIES AND OTHER MATTERS PRESENTED BY COUNCILMEMBERS

Councilmember Solórzano reported on her attendance at the Santa Barbara Metropolitan Transit District Board meeting last week where the FY 24-25 service plan was approved and they reviewed the FY 23-24 third quarter fiscal activity. She also related that BEACON would be meeting this Friday morning; the City's Sustainability Committee will meet tomorrow morning; and the Harbor Seal Advisory Committee will meet on May 22nd.

ATTENDANCE OF COUNCILMEMBERS FOR FUTURE MEETINGS

All Councilmembers are expected to be in attendance at the May 28th regular City Council meeting.

Councilmember Nomura announced that former Mayor Richard "Dick" Weinberg had passed away and requested that the meeting be adjourned in his memory.

ADJOURNMENT

Mayor Clark adjourned the meeting in memory of former Mayor Richard "Dick" Weinberg at 8:38 pm.

_____
Al Clark, Mayor

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Expenditures for the period beginning May 6, 2024 and ending May 17, 2024.

STAFF RECOMMENDATION

Receive and file Warrant Register for the period of May 6, 2024, through May 17, 2024, pursuant to Carpinteria Municipal Code 2.08.150(F).

DISCUSSION

As part of each regular City Council agenda, a list of all checks (attached) dispersed since the last reporting period is presented to the City Council pursuant to C.M.C. 2.08.150(F). The report is provided for City Council and public information and serves as staff's verification that the expenditures have been reviewed and are within budgeted appropriations.

FINANCIAL CONSIDERATIONS

The warrant register is designed to communicate fiscal activity since the prior reporting period.

ATTACHMENTS

Attachment A: Warrant Register for the period beginning May 6, 2024 and ending May 17, 2024.

Staff contact: Brenda Robinson, Accounting Specialist
(805) 755-4442, BrendaR@carpinteriaca.gov

Signature

Staff contact: Licette Maldonado, Admin Services Dir.
(805) 755-4448, LicetteM@carpinteriaca.gov

Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, MichaelR@carpinteriaca.gov

Signature

Warrant Register

Carpinteria, CA

Date Range: 05/06/2024 - 05/17/2024

Vendor Number / Payable #	Vendor Name / Payable Type	Payable Description	Payment Date	Payment Amount	Number
Bank Code: AP Bank-AP Bank					
Payment Type: Regular					
	CARPINTERIA VALLEY WATER DISTRICT		05/06/2024	30664.29	103555
CARP CITY APR24 SERVICE	Invoice	APR24-WATER FOR MULTIPLE LOCATIONS			
CARP CITY MAR24 SERVICE	Invoice	MAR24-WATER FOR MULTIPLE LOCATIONS			
	ADVANTAGE TELECOM		05/09/2024	69.99	103556
159417	Invoice	MAY24 EMERGENCY PHONE LINE SERVICES			
	AMAZON CAPITAL SERVICES INC		05/09/2024	1881.66	103557
11HP-NHY9-FQKP	Credit Memo	BOOKS FOR LIBRARY			
13LR-P33G-DKMX	Credit Memo	BOOKS FOR LIBRARY			
13LX-9DJP-GDWT	Credit Memo	PHARMACOLOGY INDEX CARDS FOR LIBRARY PROGRAM			
13QG-M7JK-PNCV	Invoice	TONER FOR PRINTER			
14DN-XGRD-FGND	Credit Memo	BOOKS FOR LIBRARY			
14DN-XGRD-HRX7	Invoice	BOOKS FOR LIBRARY			
17YL-W7DR-4YCH	Invoice	BOOKS FOR LIBRARY			
196K-TTFN-7PFP	Invoice	BOOKS FOR LIBRARY			
19TC-1JRL-1W1K	Invoice	BOOKS FOR LIBRARY			
19TC-1JRL-YTYP	Invoice	PLUG IN SPEAKERS FOR PC			
19Y6-34JC-KX74	Invoice	STANDING DESK MAT,HEADSET FOR PC,MOUSE AND PAD			
1C7F-L3F3-DLGF	Invoice	DECK OF CARDS FOR LIBRARY PROGRAM			
1CQL-77Y6-1LT1	Invoice	BOOKS FOR LIBRARY			
1D1R-1PN7-FFW3	Invoice	BOOKS FOR LIBRARY			
1DTD-PW3C-HXHN	Invoice	BOOKS FOR LIBRARY			
1F4T-37Y9-3MFY	Invoice	BOOKS FOR LIBRARY			
1GCT-37FX-HRQJ	Invoice	BOOKS FOR LIBRARY			
1GM3-PR1V-KMLP	Invoice	CARD & BOARD GAMES FOR LIBRARY			
1HNH-FMYY-GGGV	Invoice	BOOKS FOR LIBRARY			
1K13-KGMJ-WJ4Y	Invoice	LAMP BULB REPLACEMENT FOR PROJECTOR			
1K3K-6YMC-FHCP	Invoice	BOOKS FOR LIBRARY			
1LJG-FKV4-196R	Invoice	BOOKS FOR LIBRARY			
1LJG-FKV4-GPPH	Invoice	BOOKS FOR LIBRARY			
1LYL-JJFQ-KQN7	Invoice	BOOKS FOR LIBRARY			
1NKG-79DY-CN3P	Credit Memo	BOOKS FOR LIBRARY			
1NXH-7X6M-CNCG	Invoice	BOOKS FOR LIBRARY			
1PMD-9X7P-DHKJ	Invoice	BOOKS FOR LIBRARY			
1PTH-7NFY-1FTR	Invoice	BOOKS FOR LIBRARY			
1QHQ-1QQW-1FN4	Invoice	BOOKS FOR LIBRARY			
1QLD-JGPR-XLTH	Invoice	BATTERIES, BUG STAMPS,CRAFT ADHESIVE FOR LIBRARY			
1R47-LYVV-H7WK	Credit Memo	BOOKS FOR LIBRARY			
1TMV-X9WP-4RGY	Invoice	BOOKS FOR LIBRARY			
1W76-X6Y7-GCJN	Invoice	BOOKS FOR LIBRARY			
1WWW-4WYK-HW9V	Invoice	BOOKS FOR LIBRARY			
	Void		05/09/2024	0	103558
	Void		05/09/2024	0	103559
	ANIMAL MEDICAL CLINIC		05/09/2024	3611.7	103560
558522	Invoice	MAR24 EMERGENCY OUT OF CONTRACT VET SERVICES			
558890	Invoice	MAR24 EMERGENCY OUT OF CONTRACT VET SERVICES			
559168	Invoice	MAR24 DOG LICENSING ISSUANCE			
559169	Invoice	MAR24 CONTRATCED VET SERVICES			
559362	Invoice	APR24 EMERGENCY OUT OF CONTRACT VET SERVICES			
559436	Invoice	APR24 EMERGENCY OUT OF CONTRACT VET SERVICES			
559684	Invoice	APR24 EMERGENCY OUT OF CONTRACT VET SERVICES			
559743	Invoice	APR24 EMERGENCY OUT OF CONTRACT VET SERVICES			
560131	Invoice	APR24 CONTRACTED VET SERVICES			
560132	Invoice	APR24 DOG LICENSING ISSUANCE			

	BACKGROUNDS ONLINE		05/09/2024	488.05	103561
564701	Invoice	APR24 PROFESSIONAL SERVICES			
	BARTON MYERS ASSOC INC		05/09/2024	7608.01	103562
INV0005645	Invoice	PROJECT CLOSEOUT PL-15-1777			
INV0005656	Invoice	PROJECT CLOSEOUT PL-20-2059			
INV0005657	Invoice	PROJECT CLOSEOUT PL-17-1899			
	BLACK GOLD COOPERATIVE LIBRARY SYSTEM		05/09/2024	3153.17	103563
24-453	Invoice	FY23-24 Q3 REIMBURSABLE HOOPLA & HOTSPOTS			
	BRIGHT EVENT RENTALS		05/09/2024	443.72	103564
INV0005649	Invoice	PROJECT CLOSEOUT PL-19-1975			
	CARPINTERIA BUSINESS PARK PARTNERS		05/09/2024	641.53	103565
INV0005709	Invoice	PROJECT CLOSEOUT PL-18-1940			
	CARPINTERIA SANITARY DISTRICT		05/09/2024	2391.22	103566
INV0005616	Invoice	PROJECT CLOSEOUT PL-15-1766			
INV0005618	Invoice	PROJECT CLOSEOUT PL-15-1802			
	CARPINTERIA VALLEY HISTORICAL SOCIETY		05/09/2024	741.53	103567
INV0005661	Invoice	PROJECT CLOSEOUT PL-21-2094			
	CARPINTERIA VALLEY LUMBER CO		05/09/2024	65.39	103568
535159	Invoice	HOSE FOR VETS COURTYARD			
	CHEVRON U.S.A. INC		05/09/2024	5829.76	103569
INV0005648	Invoice	PROJECT CLOSEOUT PL-20-2047			
	CLEAN HARBORS ENVIRONMENTAL SERVICES		05/09/2024	6868.31	103570
INV0005697	Invoice	BATTERY PACKING & UW SHIPMENT 3/29/24			
	COAST AUTO PARTS INC		05/09/2024	732.84	103571
777460	Invoice	MOTOR OIL FOR FLEET MAINTENANCE 4/23/24			
777477	Invoice	OIL FOR UNIT 120			
777617	Invoice	MOTOR OIL,FILTER, WASHER FLUID FOR UNIT 121			
	COASTAL VIEW NEWS		05/09/2024	1715	103572
61092	Invoice	CARPINTERIA COMMUNITY CLEANUP DAY AD 4/14/24			
61127	Invoice	HHWD 1/2 PAGE AD 4/25/24			
61130	Invoice	VIA REAL STORMWATER PROJECT AD 4/25/24			
61131	Invoice	SUMMARY OF ADOPTED ORDINANCE AD 4/25/24			
	COORDINATED SIGN SYSTEMS		05/09/2024	23.12	103573
INV0005706	Invoice	PROJECT CLOSEOUT PL-20-2051			
	COX BUSINESS		05/09/2024	779.21	103574
MAY24 001 3011 022093901	Invoice	MAY24 CITY HALL INTERNET-PHONE SERVICES			
MAY24 001 3011 028030701	Invoice	MAY24 POOL & GARDEN INTERNET-PHONE SERVICE			
	DAVE MOORE		05/09/2024	197.78	103575
INV0005711	Invoice	PROJECT CLOSEOUT PL-16-1812			
	EVERSHADE EXTERIOR CLEANING SOLUTIONS		05/09/2024	475	103576
10775	Invoice	APR24 CLEANING OF TRASH CANS ON CARP & LINDEN AVE			
	FIRST NATIONAL BANK OF OMAHA		05/09/2024	6383.1	103577
APR24 0983	Invoice	CREDIT CARD PAYMENT-OUM			
APR24 3498	Invoice	CREDIT CARD PAYMENT-JT			
APR24 3696	Invoice	CREDIT CARD PAYMENT-LM			
APR24 6160	Invoice	CREDIT CARD PAYMENT-JI			
APR24 9341	Invoice	CREDIT CARD PAYMENT-MR			
	FRONTIER COMMUNICATIONS		05/09/2024	316.22	103578
MAY24 209-188-2500-061589-5	Invoice	MAY24 PHONE & INTERNET - LG TOWER			
MAY24 805-566-3374-042524-5	Invoice	MAY24 PHONE & INTERNET - BOATHOUSE			
	GRACENOTE		05/09/2024	75.65	103579
150015901	Invoice	MAY24 LISTING DISTRIBUTION SERVICES-GATV			
	GRAINGER		05/09/2024	139.78	103580
9100409672	Invoice	DEGREASER, AUGER CABLE FOR SHOP			

	HDL SOFTWARE LLC		05/09/2024	435.65	103581
SIN037732	Invoice	MAR24 NEW ACCOUNTS PROCESSED/STR RETURNS			
	IMPULSE ADVANCE COMMUNICATIONS		05/09/2024	1704.53	103582
118777	Invoice	JUN24 PHONE SERVICES			
	JEFFREY WRIGHT		05/09/2024	2989.12	103583
INV0005698	Invoice	PROJECT CLOSEOUT PL-15-1773			
	JEN WALTZ		05/09/2024	625	103584
INV0005670	Invoice	APR24 JUNIOR LIFEGUARD PROGRAM REFUND			
	JIM SWINFORD		05/09/2024	149.43	103585
INV0005700	Invoice	PROJECT CLOSEOUT PL-16-1806			
	JON LEWIS		05/09/2024	510.54	103586
INV0005699	Invoice	PROJECT CLOSEOUT PL-19-1993			
	JULIA STRICKLAND		05/09/2024	2741.14	103587
INV0005707	Invoice	PROJECT CLOSEOUT PL-19-2020			
INV0005708	Invoice	PROJECT CLOSEOUT PL-20-2043			
	JUSTIN ROWE		05/09/2024	625	103588
INV0005671	Invoice	APR24 JUNIOR LIFEGUARD PROGRAM REFUND			
	KANOPY		05/09/2024	91	103589
399800 - PPU	Invoice	APR24 LIBRARY VIDEOS			
	KARRIE CRANE		05/09/2024	625	103590
INV0005672	Invoice	APR24 JUNIOR LIFEGUARDS-B GROUP (AGES 12-13)			
	KELLI FLORES		05/09/2024	200	103591
INV0005673	Invoice	APR24 SWIM TEAM REFUND			
	LAURA SAMPERIO		05/09/2024	14.95	103592
INV0005705	Invoice	PROJECT CLOSEOUT PL-21-2104			
	MAPLE LLC		05/09/2024	2456.36	103593
INV0005703	Invoice	PROJECT CLOSEOUT PL-17-1860			
	MBJ HOMES INC		05/09/2024	398.68	103594
INV0005655	Invoice	PROJECT CLOSEOUT PL-14-1731			
	MELINDA BIE		05/09/2024	300	103595
400	Invoice	DTBAB DOWNTOWN T - MERCHANTS MAP FEB24			
	MISSION UNIFORM SERVICE		05/09/2024	224.92	103596
521448802	Invoice	TOWEL & MAT REPLACEMENT AT LIBRARY 4/22/24			
521497203	Invoice	MAT REPLACEMENT, UNIFORM CLEANING 4/29/24			
521497204	Invoice	TOWEL & MAT REPLACEMENT FOR CITY HALL 4/29/24			
	NANCEY CASEY		05/09/2024	4094.32	103597
INV0005701	Invoice	PROJECT CLOSEOUT PL-19-1987			
	NEW BEGINNINGS COUNSELING CENTER		05/09/2024	5830.32	103598
49571	Invoice	FEB24 SAFE PARKING PROGRAM			
49572	Invoice	MAR24 SAFE PARKING PROGRAM			
	OVERDRIVE INC.		05/09/2024	232.5	103599
01352DA24124090	Invoice	APR24 EBOOK/AUDIOBOOKS FOR LIBRARY			
	PACIFIC PLUMBING SPECIALITIES		05/09/2024	188.91	103600
10666-0	Invoice	PUSH BUTTON RETROFIT KIT FOR ASH RESTROOMS			
	POLICORE INC.		05/09/2024	805.25	103601
403293	Invoice	IT SERVICES-LIBRARY MAR24			
	PRO WINDOW TINT		05/09/2024	625	103602
3809	Invoice	INSTALLATION OF OFFICE WINDOW FROST 5/1/24			
	PROCORE		05/09/2024	3437.78	103603
INV0005653	Invoice	PROJECT CLOSEOUT PL-21-2082			
INV0005658	Invoice	PROJECT CLOSEOUT PL-20-2030			
	PROCORE		05/09/2024	19.33	103604

INV0005621	Invoice	PROJECT CLOSEOUT PL-18-1933			
	QUADIENT FINANCE USA INC		05/09/2024	250	103605
APR24 7900 0440 8110 0954	Invoice	POSTAGE FOR CITY HALL 4/26			
	REESE CORP		05/09/2024	359.6	103606
INV0005654	Invoice	PROJECT CLOSEOUT PL-19-2028			
	ROADLINE PRODUCTS INC USA		05/09/2024	374.75	103607
19240	Invoice	STENCIL FOR EV CHARGING ONLY			
	ROIC CASITAS PLAZA LLC		05/09/2024	1087.84	103608
INV0005704	Invoice	PROJECT CLOSEOUT PL-18-1930			
	SANTA BARBARA BICYCLE COALITION		05/09/2024	1905.5	103609
1345	Invoice	MAR24 GRANT REIMBURSEMENT			
	SARAH DANDONA		05/09/2024	864	103610
INV0005625	Invoice	PROJECT CLOSEOUT PL-16-1837			
	SATICOY DEVELOPMENT LLC		05/09/2024	2127.54	103611
INV0005624	Invoice	PROJECT CLOSEOUT PL-17-1888			
INV0005660	Invoice	PROJECT CLOSEOUT PL-19-2010			
INV0005662	Invoice	PROJECT CLOSEOUT PL-21-2103			
	SATICOY DEVELOPMENT LLC		05/09/2024	2307.63	103612
INV0005659	Invoice	PROJECT CLOSEOUT PL-21-2131			
	SERIGRAPH INDUSTRIES INC		05/09/2024	387.64	103613
INV0005652	Invoice	PROJECT CLOSEOUT PL-21-2093			
	SHOWSCAPES		05/09/2024	620	103614
388335838	Invoice	TREE DONATIONS AT BLUFFS 4/24/24			
	SO CA EDISON		05/09/2024	6213.15	103615
APR24 700230547624	Invoice	APR24 ELECTRICITY-5103 CARPINTERIA AVE			
APR24 700247140684	Invoice	APR24 ELECTRICITY-1 CARPINTERIA TC1			
APR24 700264659490	Invoice	APR24 ELECTRICITY-1115 LINDEN AVE B PED			
APR24 700274833982	Invoice	APR24 ELECTRICITY-901 CACTUS LN EV EV			
APR24 700291369452	Invoice	APR24 ELECTRICITY-MULTIPLE LOCATIONS			
APR24 700525378417	Invoice	APR24 ELECTRICITY-WALNUT AVE & 4851 5TH ST			
APR24 700604790697	Invoice	APR24 ELECTRICITY-CAPP AV/CSTS PAS 609			
APR24 700827356389	Invoice	APR24 ELECTRICITY-CARP & PALM AVE			
	SO CAL GAS		05/09/2024	4727.28	103616
APR24 006 514 2700 7	Invoice	NATRUAL GAS 5305 CARPINTERIA AVE (POOL)			
APR24 014 914 3239 7	Invoice	NATRUAL GAS 5103 CARPINTERIA AVE (FRIENDS OF THE L			
APR24 016 913 9500 6	Invoice	NATRUAL GAS 5775 CARPINTERIA AVE (CITY HALL)			
APR24 140 914 3084 4	Invoice	NATRUAL GAS 941 WALNUT AVE (VETS HALL)			
	SOLID WASTE SOLUTIONS INC		05/09/2024	497.5	103617
213	Invoice	APR24 WASTEWATER PROFFESIONAL SERVICES			
	STAPLES ADVANTAGE		05/09/2024	112.25	103618
6001258906	Invoice	COPY PAPER			
	STATE OF CALIFORNIA		05/09/2024	97.5	103619
INV0005710	Invoice	PROJECT CLOSEOUT PL-15-1770			
	TAFT ELECTRIC		05/09/2024	52108.55	103620
24037	Invoice	MAR24 CARP & PALM AVE PROJECT			
70-7628	Invoice	APR24 LINDEN & OGAN RD TRAFFIC SIGNAL REPAIR			
	TKM ENGINEERING		05/09/2024	780	103621
1284	Invoice	APR24 TRAFFIC SIGNAL TIMING SERVICES			
	TRAFFIC TECHNOLOGIES LLC		05/09/2024	272.97	103622
47215	Invoice	BLUE DECALS FOR TRUCKS			
47216	Invoice	PARKING LOT CLOSED SIGNS			
	TREESCAPES		05/09/2024	8190	103623
388335648	Invoice	TREE MAINTENANCE AT 1443 STERLING AVE 4/4/24			
388335760	Invoice	PEST TREATMENT AT VETS HALL 4/9/24			

388335761	Invoice	TREE MAINTENANCE AT 8TH ST 4/9/24			
388335762	Invoice	TREE MAINTENANCE AT 8TH ST 4/9/24			
388335763	Invoice	TREE MAINTENANCE AT 897 LINDEN AVE 4/9/24			
388335764	Invoice	PEST TREATMENT AT MEMORIAL PARK 4/9/24			
388335765	Invoice	TREE MAINTENANCE AT 5290 OGAN RD 4/9/24			
388335766	Invoice	PEST TREATMENT AT MEMORIAL PARK 4/9/24			
	TRI-CO REPROGRAPHICS		05/09/2024	176.58	103624
197870	Invoice	SCANNING SMALL FORMAT,HAND FOLDING 4/3/24			
199191	Invoice	SCANNING SMALL FORMAT,FILE RENAME 4/25/24			
199296	Invoice	SCANNING SMALL FORMAT,FILE RENAME 4/26/24			
199580	Invoice	SCANNING SMALL FORMAT,FILE RENAME 5/1/24			
	TRI-COUNTY OFFICE FURNITURE		05/09/2024	26309.73	103625
162666	Invoice	NEW CHAIRS FOR LIBRARY COMMUNITY ROOM 4/19/24			
	UNDERGROUND SERVICE ALERT OF SOUTHERN CALIFORNIA		05/09/2024	208.46	103626
23-2425349	Invoice	MAY24 CA STATE REGULATORY FEE			
420240157	Invoice	MAY24 NEW TICKET CHARGES & DATABASE MAINTENANCE			
	VOGUE SIGN COMPANY		05/09/2024	663.12	103627
INV0005650	Invoice	PROJECT CLOSEOUT PL-19-1995			
INV0005651	Invoice	PROJECT CLOSEOUT PL-19-2026			
	WAXIE SANITARY SUPPLY		05/09/2024	2118.11	103628
82440510	Invoice	BATH TISSUE FOR ALL PARKS			
82443541	Invoice	DOGGIE BAGS,BATH TISSUE,TRASH LINERS FOR PARKS			
	WEX BANK (76)		05/09/2024	380.08	103629
96903869	Invoice	APR24 FUEL FOR CITY VEHICLES			
	ZWORLD GIS		05/09/2024	2977	103630
2024-0144	Invoice	APR24 MAPPING/GIS SERVICES			
	AMAZON CAPITAL SERVICES INC		05/16/2024	178.06	103631
11H9-NHY9-TRJT	Credit Memo	BOOKS FOR LIBRARY			
14KT-CT37-7M4J	Invoice	STICKY NOTES,WRITING PAD,ENVELOPES,COPY PAPER			
14LC-3TWV-PHGK	Invoice	ZIP BOOKS-A. ELIAS			
16YN-W4JN-MP9M	Invoice	ZIP BOOKS-K. BRYAN			
17YL-W7DR-1CF6	Invoice	ZIP BOOKS-B. FOX			
1C6T-KRV4-YG6L	Invoice	BOOKS FOR LIBRARY			
1CPP-JTWC-T734	Credit Memo	BOOKS FOR LIBRARY			
1DTD-PW3C-XFFF	Credit Memo	BOOKS FOR LIBRARY			
1G3H-XKN3-QH4G	Invoice	ZIP BOOKS-T. HILL			
1GQM-4J7C-L6WF	Invoice	ZIP BOOKS-J. YANAGIHARA			
1HNH-FMYY-R3WF	Invoice	OFFICE LAMP			
1J4G-Y64H-16VK	Invoice	ZIP BOOKS-K. SCHROEDER			
1JH7-T6LH-QNCP	Invoice	ZIP BOOKS-C. COMMUNITY LIBRARY			
1KQ7-X611-LFDV	Invoice	ZIP BOOKS-L. FRIEDMAN			
1LNC-1NH9-WFRM	Credit Memo	BOOKS FOR LIBRARY			
1PP4-4JNL-Q33V	Invoice	ZIP BOOKS-M. PATTERSON			
1PQ3-WYP9-36KC	Invoice	ZIP BOOKS-R. MILES			
1PR4-QDFV-1KLV	Invoice	ZIP BOOKS-S. KUTTLER			
1RJY-QNQW-PK4X	Invoice	ZIP BOOKS-S.LARRIOS			
1WWW-4WYK-WXJF	Credit Memo	BOOKS FOR LIBRARY			
1YP7-9X7Q-TM7M	Invoice	BOOKS FOR LIBRARY			
	Void		05/16/2024	0	103632
	ANIMAL MEDICAL CLINIC		05/16/2024	1600	103633
555854	Invoice	JUN23 CONTRACTED VET SERVICES			
	ASBURY ENVIRONMENTAL SVCS		05/16/2024	100	103634
I500-01063370	Invoice	DISPOSAL OF USED OIL/MIXED OILS 4/29/24			
	AT&T MOBILITY		05/16/2024	592.18	103635
287303896883X05102024	Invoice	MAY24 CITY HALL CELL PHONES			
	BAKER & TAYLOR LLC		05/16/2024	514.65	103636
2038244656	Invoice	BOOKS FOR LIBRARY			
2038244657	Invoice	BOOKS FOR LIBRARY			
2038244658	Invoice	BOOKS FOR LIBRARY			

	BIG GREEN CLEANING COMPANY		05/16/2024	6044	103637
647009	Invoice	MAY24 CONTRATCED CLEANING SERVICES AT POOL			
647010	Invoice	MAY24 CONTRATCED CLEANING SERVICES FOR LIBRARY			
647046	Invoice	MAY24 CONTRATCED CLEANING SERVICES AT SEASIDE			
647047	Invoice	MAY24 CONTRATCED CLEANING SERVICES CITY & VETS			
647951	Invoice	APR24 HOMELESS CLEANUP WESTSIDE CARP CREEK 4/11/24			
	BUREAU VERITAS NORTH AMERICA INC		05/16/2024	10377.59	103638
RI 24019040	Invoice	APR24 PLAN CHECK SERVICES			
	CAL-COAST MACHINERY INC		05/16/2024	868.63	103639
900322	Invoice	PARTS FOR UNIT #326			
	CANNON		05/16/2024	213	103640
87905	Invoice	MAR24 VENOCO PIPELINE ABANDONMENT			
	CARPINTERIA VALLEY LUMBER CO		05/16/2024	307.13	103641
535801	Invoice	PAINT & SUPPLIES FOR SHOP			
535839	Invoice	SUPPLIES FOR WOMENS RESTROOM AT VETS HALL			
535887	Invoice	SUPPLIES FOR WOMENS RESTROOM AT VETS HALL			
535939	Invoice	TARP FOR SALT MARSH WORK			
536219	Invoice	LOCKS FOR LIBRARY, STRAPS & CORDS FOR POOL			
	CIVICPLUS		05/16/2024	991.61	103642
303426	Invoice	MAY24 MUNICODE PAGES UPDATE			
	COASTAL VIEW NEWS		05/16/2024	1916	103643
61144	Invoice	SANTA MONICA CREEK TRAIL AD 5/2/24			
61148	Invoice	HHW DAY AD 5/2/24			
61152	Invoice	HOST PROGRAM AD 5/2/24			
61154	Invoice	CARPINTERIA BLUFFS RESTORATION AD 5/2/24			
61169	Invoice	HOUSING ELEMENT REPORT AD 5/9/24			
61173	Invoice	HOUSING ELEMENT CERTIFICATION AD 5/9/24			
	COTTON SHIRES AND ASSOCIATES INC		05/16/2024	670	103644
524047	Invoice	PROFESSIONAL ENGINEERING SVCS THROUGH 2/26/24			
	COX BUSINESS		05/16/2024	135.99	103645
MAY24 001 3011 028450702	Invoice	MAY24 VETS HALL INTERNET-PHONE SERVICE			
	EASY LIFT TRANSPORTATION		05/16/2024	1000	103646
7496	Invoice	MAY24 COMMUNITY TANSPORTATION SERVICES			
	ENCOMPASS CONSULTANT GROUP INC		05/16/2024	3272.5	103647
05512	Invoice	APR24 PAVEMENT MAINTENANCE			
	ERIC CASTRO		05/16/2024	981.7	103648
INV0005712	Invoice	TRAVEL REIMBURSEMENT COLUMBUS LIBRARY CONFERENCE			
	FRONTIER COMMUNICATIONS		05/16/2024	396.41	103649
MAY24 805-566-1944-032923-5	Invoice	MAY24 PHONE & INTERNET - BEACH STORE			
MAY24 805-684-4314-063022-5	Invoice	MAY24 PHONE & INTERNET SERVICES FOR LIBRARY			
MAY24 805-684-7613-042205-5	Invoice	MAY24 PHONE & INTERNET FOR LG TOWER & BOATHOUSE			
	GUARDIAN		05/16/2024	9143.97	103650
MAY24 PREMIUMS	Invoice	MAY24 PREMIUMS			
	IIA LIFTING SERVICES INC		05/16/2024	414	103651
INDI78589	Invoice	YEARLY SAFETY INSPECTION UNIT #315 3/19/24			
	JACK'S BISTRO		05/16/2024	945.89	103652
INV0005713	Invoice	2024 NATIONAL PUBLIC WORKS WEEK 5/16/24			
	LILIA PEREZ		05/16/2024	100	103653
INV0005714	Invoice	REFUND OF PARK DEPOSIT 5/4/24			
	LIN CONSULTING INC.		05/16/2024	1167.36	103654
15471	Invoice	APR24 ENGINEERING CARP & PALM AVE INTERSECTION			
	MELINDA BIE		05/16/2024	500	103655
404	Invoice	DTBAB DOWNTOWN T - MERCHNATS MAP APR24			
	MICHELLE EDWARDS		05/16/2024	390	103656

INV0005733	Invoice	SWIM TEAM REFUND 4/29/24			
	MISSION UNIFORM SERVICE		05/16/2024	240.73	103657
521541464	Invoice	MAT REPLACEMENT, UNIFORM CLEANING 5/6/24			
521541465	Invoice	TOWEL & MAT. REPLACEMENT AT LIBRARY 5/6/24			
521541466	Invoice	TOWEL & MAT REPLACEMENT FOR CITY HALL 5/6/24			
521541467	Invoice	TOWEL & MAT. REPLACEMENT- VETS HALL 5/6/24			
	PACIFIC PLUMBING SPECIALITIES		05/16/2024	957.19	103658
10667-0	Invoice	2 SINK FAUCET REPAIRS AT VETS HALL			
	QUADIENT FINANCE USA INC		05/16/2024	500	103659
MAY24 7900 0440 8110 0954	Invoice	POSTAGE FOR CITY HALL 5/8/24			
	RISDON'S 76 SERVICE		05/16/2024	538.2	103660
7423	Invoice	CAR WASH FOR UNIT 250 4/20/24			
7968	Invoice	CAR WASH FOR UNIT 255 4/21/24			
A81370	Invoice	NEW TIRES FOR TRUCK 415 4/25/24			
	SHOWSCAPES		05/16/2024	24880	103661
388335908	Invoice	MAY24 SHOW SCAPES MAINTENANCE FY23/24			
388335909	Invoice	MAY24 MONTHLY CHEMICAL CHARGE COMPLEX			
388335969	Invoice	IRRIGATION REPAIRS AT CARPINTERIA/PALM AVE 4/4/24			
388335970	Invoice	IRRIGATION REPAIRS AT 389 LINDEN AVE 4/3/24			
388335973	Invoice	IRRIGATION REPAIRS AT TOMO PARK 4/3/24			
388335976	Invoice	IRRIGATION REPAIRS AT FIFTH ST/LINDEN AVE 4/3/24			
388335977	Invoice	IRRIGATION REPAIRS AT PARKING LOT #3 4/4/24			
388335981	Invoice	IRRIGATION REPAIRS AT FIFTH ST/LINDEN AVE 4/4/24			
388335983	Invoice	IRRIGATION REPAIRS AT EL CARRO PARK 4/24/24			
	SO CA EDISON		05/16/2024	9222.4	103662
APR24 700474689651	Invoice	APR24 ELECTRICITY-4683 9TH ST			
MAR24 A 700405192484	Invoice	MAR24 ELECTRICITY-MULTIPLE LOCATIONS			
	STAPLES ADVANTAGE		05/16/2024	112.25	103663
6002107270	Invoice	COPY PAPER			
	SWRCB		05/16/2024	1536	103664
570244	Invoice	STATE WATER RESOURCES BOARD ANNUAL PERMIT FEE			
	THE ATLANTIC		05/16/2024	44.95	103665
INV0005715	Invoice	ANNUAL MAGAZINE SUBSCRIPTION FOR LIBRARY			
	TWO TRUMPETS COMMUNICATIONS		05/16/2024	5550	103666
1376	Invoice	APR24 COMMUNICATION SERVICES			
	UNIQUE MANAGEMENT SERVICES INC		05/16/2024	65	103667
6125769	Invoice	APR24 LOST LIBRARY BOOKS			
	UNITED PET CARE		05/16/2024	35	103668
202400777	Invoice	MAY24 PET INSURANCE PREMIUMS			
	WESTAIRE HEATING & CONDITIONING INC		05/16/2024	1250	103669
20738	Invoice	MAR24 MAINTENANCE-CITY HALL			
	MISSIONSQUARE		05/16/2024	10053.18	103670
INV0005734	Invoice	MISSIONSQUARE Employee Contributions			
INV0005735	Invoice	Deferred Compensation Contribution-Part Time Emp			
INV0005736	Invoice	MissionSquareEmployee Contributions			
INV0005737	Invoice	MISSIONSQUARE Employee Contributions			
	SEIU LOCAL 620		05/16/2024	261.12	103671
INV0005738	Invoice	Employee Union Dues Contribution			
	CalPERS HEALTH		05/09/2024	7902.99	DFT0003258
100000017517913	Invoice	MAY24 HEALTH PREMIUMS			
	CalPERS HEALTH		05/09/2024	52877.82	DFT0003259
100000017517912	Invoice	MAY24 HEALTH PREMIUMS			
	INTERNAL REVENUE SERVICE		05/16/2024	19748.54	DFT0003269
PR10 05/16/24	Invoice	PR10 05/16/24 FEDERAL TAX PAYMENT			

PR10 05/16/2024	EDD-SIT Invoice	PR10 05/16/24 SIT TAX PAYMENT	05/16/2024	6423.32	DFT0003270
PR10 05/16/2024	EDD-SDI Invoice	PR10 05/16/24 SDI TAX PAYMENT	05/16/2024	1902.52	DFT0003271
4/24/24-5/10/24 CLASSIC	CalPERS Invoice	CLASSIC RETIREMENT CONTRIBUTION 4/24/24-5/10/24	05/16/2024	13579.32	DFT0003272
4/27/24-5/10/24 PEPRA	CalPERS Invoice	PEPRA RETIREMENT CONTRIBUTION 4/24/24-5/10/24	05/16/2024	12705.09	DFT0003273

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Contracts Executed by the City Manager on behalf of the City for the Period of April 16, 2024 through May 20, 2024.

STAFF RECOMMENDATION

Receive and file Report of Contracts Executed by the City Manager for the Period of April 16, 2024 through May 20, 2024.

DISCUSSION

The City Manager is delegated authority by the Carpinteria Municipal Code (CMC), §2.08.150B, to execute contracts on behalf of the City in the amount of $30,000 or less. Pursuant to CMC §2.08.150C, a list of all contracts executed by the City Manager is provided for City Council information and appended to this Staff Report as Attachment A. Attachment A lists all contracts entered into on behalf of the City for goods, construction and services for the Period of April 16, 2024 through May 20, 2024.

FINANCIAL CONSIDERATIONS

All contracts entered into are within the appropriated budgeted amounts.

ATTACHMENTS

A. Report of Contracts Executed by the City Manager

Staff contact:
Brian C. Barrett, City Clerk
(805) 755-4403, brianb@carpinteriaca.gov

Brian C. Barrett
Signature

Reviewed by: Ryan Kintz, Assistant City Manager
(805) 755-4400; ryank@carpinteriaca.gov

Ryan Kintz
Signature

ATTACHMENT A

Report of Contracts Executed by the City Manager
Period of April 16, 2024 through May 20, 2024

VENDOR	PURPOSE	AMOUNT
Cannon Corporation	Engineering Plan Check & Inspection Staff Augmentation	$30,000
Geosyntec Consultants	Extension of Term to June 30, 2024 for Project Management Assistance for the Via Real Stormwater Project	$0.00
Bie & Bie Productions	Increase the Budget for the Creation of a Merchant Map for the Downtown "T" Business Advisory Board	$1,500
Esau's Coffee Shop, Inc.	Parklet Lease Agreement for Downtown "T" Encroachment Permit No. 7391 at 507 Linden Avenue	Lessee pays City $1,492.80 per year for term of lease agreement

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Monthly City Treasurer's Report on Compliance with Statement of Safekeeping and Investment of Public Funds.

STAFF RECOMMENDATION

Receive and file the report.

Sample Motion: I move to receive and file the report.

BACKGROUND / DISCUSSION

The City Council is the City of Carpinteria trustees and is authorized to make investment decisions concerning public funds that are subject to the Prudent Investment Standard. The Prudent Investor Standard of the California Government Code Section 53600.3 states, "when investing, reinvesting, purchasing, acquiring, exchanging, selling or managing public funds, a trustee shall act with care, skill, prudence and diligence under circumstances then prevailing, including, but not limited to, the general economic conditions and the anticipated need of the City, that a prudent person in a like capacity and familiarity with those matters would use in the conduct of funds of a like character and with like aims, to safeguard the principal and maintain the liquidity needs of the City." The standard or prudence to be used by investment officials shall be applied in the context of managing the overall portfolio.

Trustees are those persons authorized to make investment decisions on behalf of a local agency. Trustees or City Investment Officials, acting in accordance with investment policy and exercising due diligence, shall be relieved of personal responsibility for an individual security's credit risk changes or market price changes, provided deviations from expectations are reported in a timely manner and appropriate action is taken to control adverse developments.

The purpose of this agenda matter is to provide the City Council with the required monthly Treasurer's Report (Attachment A.)

POLICY CONSISTENCY

The City is in compliance with the adopted Statement of Safekeeping and Investment of Public Funds.

FINANCIAL CONSIDERATIONS

Cash Statement: On April 30, 2024, the City held cash and cash investments as shown in the table below.

Table I

CASH ACTIVITY FOR THE MONTH:		
Cash and Investment Beginning of the Month	$	19,525,009.20
Cash Receipts		5,782,196.44
Cash Disbursements		(4,484,619.58)
Cash and Investment End of the Month	$	20,822,586.06

Investments:

Changes in the market value of treasury securities are inversely proportional to changes in interest rates demanded in the open market (i.e., when rates rise market values fall, when rates fall market values rise.) The sensitivity of a portfolio's market value to these changes in market rates is a function of its days to maturity and its coupon rate. Securities with longer maturities and/or lower coupon rates are more sensitive to changes in market interest rates. As security matures, changes in its value become less sensitive to market rate changes.

As of April 30, 2024, the portfolio's average days to maturity was 2.07 years, the average coupon rate was 2.09%, the average yield to maturity was 5.08%, the par value was $10,500,000 and the Market Value was $10,033,085.86.

The City does not intend to sell nor does it have any foreseeable need to sell any securities. The City's investment policy intends to hold all securities to maturity, and securities so held are redeemed at par value resulting in no net market gain or loss.

Attached for City Council review is the Treasurer's Report listing all the investments and cash activity during the month.

The City of Carpinteria will be able to meet all expenditure obligations that might reasonably be anticipated for the next six-month period November 1, 2024.

LEGAL

This report has been prepared in compliance with California Government Code Sections 53600 and 53646.

PRINCIPAL PARTIES EXPECTED AT MEETING

None.

ATTACHMENTS

Attachment A: City of Carpinteria Monthly Treasurer's Report

Staff contact:
Licette Maldonado, Administrative Services Director
licettem@carpinteriaca.gov; (805) 755-4448

Signature

Reviewed by: Michael Ramirez, City Manager
michaelr@carpinteriaca.gov; (805) 755-4450

Signature

Attachment A

City Treasurer's Monthly Report

CITY OF CARPINTERIA TREASURER'S REPORT
For the Month Ended April 2024

CASH ACTIVITY FOR THE MONTH:

Cash and Investment Beginning of the Month	$ 19,525,009.20
Cash Receipts	5,782,196.44
Cash Disbursements	(4,484,619.58)
Cash and Investment End of the Month	$ 20,822,586.06

CASH AND INVESTMENT PORTFOLIO:

Type of Investment/Coupon/CUSIP #	Institution/Issuer	Yield to Maturity	Maturity Date	# Days to Maturity	Par Value	Market Value (1)	Book Value (2)
Demand Deposit - General Checking	Montecito Bank	N/A	N/A	N/A	363,056.05	363,056.05	363,056.05
Demand Deposit - Premier Public Money Market	Montecito Bank	N/A	5/1/2024	1	1,756,707.86	1,756,707.86	1,756,707.86
Demand Deposit - Section 125 Checking	Montecito Bank	N/A	N/A	N/A	4,874.10	4,874.10	4,874.10
Demand Deposit - Payroll Checking	Montecito Bank	N/A	N/A	N/A	154,861.00	154,861.00	154,861.00
Local Agency Investment Fund	State of California	0.22%	5/1/2024	1	3,608,953.26	3,608,953.26	3,608,953.26
Demand Deposit - Money Market	Charles Schwab	N/A	5/1/2024	1	4,720,562.20	4,720,562.20	4,720,562.20
Treasury Note, 2.0%, (912828XT2)	U.S. Government	1.11%	5/31/2024	31	250,000.00	249,296.88	255,107.50
Treasury Note, 0.25%, (91282CCG4)	U.S. Government	4.61%	6/15/2024	46	250,000.00	248,398.43	235,669.96
Treasury Note, 3.0%, (91282CFA4)	U.S. Government	4.53%	7/31/2024	92	250,000.00	248,515.63	244,503.55
Treasury Note, 3.25%, (91282CFG1)	U.S. Government	4.30%	8/31/2024	123	250,000.00	248,281.25	245,158.84
Treasury Note, 0.375%, (91282CCX7)	U.S. Government	1.08%	9/15/2024	138	250,000.00	245,429.68	245,359.46
Treasury Note, 2.125%, (9128282Y5)	U.S. Government	4.31%	9/30/2024	153	250,000.00	246,679.68	239,586.84
Treasury Note, 0.625%, (91282CDB4)	U.S. Government	4.14%	10/15/2024	168	250,000.00	244,687.50	233,056.64
Treasury Note, 2.25%, (912828G38)	U.S. Government	4.35%	11/15/2024	199	250,000.00	245,859.38	241,052.35
Treasury Note, 1.00%, (91282CDN8)	U.S. Government	0.98%	12/15/2024	229	250,000.00	243,398.43	250,079.39
Treasury Note, 1.125%, (91282CDS7)	U.S. Government	4.09%	1/15/2025	260	250,000.00	242,773.43	237,350.47
Treasury Note, 1.125%, (912828ZC7)	U.S. Government	1.29%	2/28/2025	304	250,000.00	241,562.50	248,740.00
Treasury Note, 2.625%, (9128284F4)	U.S. Government	1.30%	3/31/2025	335	250,000.00	244,179.68	260,224.61
Treasury Note, 0.25%, (912828ZT0)	U.S. Government	1.25%	5/31/2025	396	250,000.00	236,953.13	241,660.01
Treasury Note, 0.25%, (912828ZW3)	U.S. Government	1.53%	6/30/2025	426	250,000.00	236,054.68	239,598.86
Treasury Note, 0.25%, (91282CAM3)	U.S. Government	1.32%	9/30/2025	518	250,000.00	233,320.30	240,265.00
Treasury Note, 3.0%, (9128285J5)	U.S. Government	4.09%	10/31/2025	549	250,000.00	242,265.63	242,136.63
Treasury Note, 0.375%, (91282CBC4)	U.S. Government	1.20%	12/31/2025	610	250,000.00	231,210.92	241,955.00
Treasury Note, 0.375%, (91282CBC4)	U.S. Government	1.37%	12/31/2025	610	250,000.00	231,210.93	240,365.00
Treasury Note, 3.875%, (91282CGE5)	U.S. Government	3.77%	1/1/2026	611	250,000.00	244,960.93	250,641.19
Treasury Note, 1.625%, (912828P46)	U.S. Government	1.56%	2/15/2026	656	250,000.00	235,234.38	250,595.69
Treasury Note, 0.5%, (91282CBQ3)	U.S. Government	1.28%	2/25/2026	666	250,000.00	230,117.18	242,113.19
Treasury Note, 0.75%, (91282CBT7)	U.S. Government	1.28%	3/31/2026	700	250,000.00	230,585.93	244,459.30
Treasury Note, 0.75%, (91282CCF6)	U.S. Government	1.34%	5/31/2026	761	250,000.00	229,023.43	243,702.50
Treasury Note, 0.875%, (91282CCJ8)	U.S. Government	1.35%	6/30/2026	791	250,000.00	229,023.43	244,821.96
Treasury Note, 1.625%, (91282YQ7)	U.S. Government	4.00%	10/31/2026	914	250,000.00	230,664.05	227,869.30
Treasury Note, 2%, (91282U24)	U.S. Government	4.31%	11/15/2026	929	250,000.00	232,578.13	228,317.27
Treasury Note, 1.25%, (91282CDK4)	U.S. Government	1.28%	11/30/2026	944	250,000.00	227,890.63	249,602.02
Treasury Note, 1.5%, (912828Z78)	U.S. Government	3.64%	1/31/2027	1006	250,000.00	228,281.25	231,040.31

CITY OF CARPINTERIA TREASURER'S REPORT
For the Month Ended April 2024

Treasury Note, 2.25%, (912828V98)	U.S. Government	4.29%	2/15/2027	1021	250,000.00	232,890.63	229,819.14
Treasury Note, 2.5%, (91282CEF4)	U.S. Government	3.96%	2/16/2027	1022	250,000.00	234,062.50	235,031.06
Treasury Note, 2.75%, (91282CEN7)	U.S. Government	3.71%	4/30/2027	1095	250,000.00	235,312.50	241,094.62
Treasury Note, 3.25%, (91282CEW7)	U.S. Government	3.70%	6/30/2027	1156	250,000.00	238,359.38	245,668.13
Treasury Note, 3.125%, (91282CFH9)	U.S. Government	4.19%	8/31/2027	1218	250,000.00	236,875.00	238,232.21
Treasury Note, 4.125%, (91282CFU0)	U.S. Government	4.02%	10/31/2027	1279	250,000.00	244,296.88	250,962.10
Treasury Note, 2.25%, (9128283F5)	U.S. Government	4.01%	11/15/2027	1294	250,000.00	229,218.75	232,267.50
Treasury Note, 3.875%, (91282CGC9)	U.S. Government	4.01%	12/31/2027	1340	250,000.00	242,109.38	248,750.00
Treasury Note, 4%, (91282CGPO)	U.S. Government	3.99%	2/29/2028	1400	250,000.00	242,968.75	249,990.24
Treasury Note, 3.625%, (91282CGT2)	U.S. Government	4.15%	2/29/2028	1400	250,000.00	239,570.30	244,990.00
Treasury Note, 4%, (91282CHK0)	U.S. Government	4.14%	3/31/2028	1431	250,000.00	242,734.38	248,593.75
Treasury Note, 4.125%, (91282CHQ7)	U.S. Government	4.13%	7/31/2028	1553	250,000.00	243,828.13	249,920.00
Treasury Note, 4.375%, (91282CHX2)	U.S. Government	4.23%	8/31/2028	1584	250,000.00	246,171.88	251,445.00
Treasury Note, 4.375%, (91282CJN2)	U.S. Government	4.20%	11/30/2028	1675	250,000.00	246,250.00	251,775.00
					21,109,014.47	**20,642,100.33**	**20,822,586.06**

REPORT ON COMPLIANCE WITH STATEMENT OF SAFEKEEPING AND INVESTMENT OF PUBLIC FUNDS

The City is in compliance with the adopted Statement of Safekeeping and Investment of Public Funds.

REPORT OF ABILITY TO MEET REQUIRED EXPENDITURES FOR THE NEXT SIX MONTHS

Based upon currently budgeted revenues and expenditures, the City currently has sufficient liquid financial resources to meet anticipated expenditures during the period 5/01/24 through 11/01/24.

WEIGHTED AVERAGE MATURITY OF PORTFOLIO

As of April 30, 2024 the weighted average days to maturity of the City's investment portfolio is 2.07 years.

FOOTNOTES TO REPORT/DEFINITION OF TERMS:

(1) The market value of U.S. Goverment Securities was provided by the custodial agent, Charles Schwab.
For the Local Agency Investment Fund the market value represents the contract value.

For all other investments, the market value is equal to book value.

(2) Book value of demand deposits equals the bank balance minus outstanding checks plus deposits-in-transit.

Yield to Maturity (YTM): The percentage rate of return for the note assuming that the City holds the asset until its maturity date. It is the sum of all its remaining coupon payments.
Par Value: Equals face value of security (value of the security when it reaches maturity).
Market Value: The last price for which a security was bought or sold. In this case, the value as of the last day of the month of this report.
Book Value: The amount at which the security is carried in the City's accounting records (adjusted at year-end for GASB 40 reporting purposes).

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Ordinance No. 782, an Ordinance of the City Council, of the City of Carpinteria, California, amending Chapter 2.37 of the Carpinteria Municipal Code to modify the composition of the Carpinteria Community Library Advisory Commission and align reporting requirements with State law.

STAFF RECOMMENDATION

Adopt Ordinance No. 782 (second reading).

Sample Motion: I move to adopt Ordinance No. 782. *(Requires a roll call vote.)*

BACKGROUND

At the February 2024 Library Board of Trustees (LBOT) meeting, staff was directed to return to the City Council with modifications to Ordinance No. 782 reflecting the option to include a youth position on the Library Advisory Commission (LAC) and an update regarding the timing of the LAC annual reporting to the LBOT.

A public library operating in California and receiving resources and support from the California State Library is required to report statistics to the State Library. Each year the State provides a template for public libraries to populate the data the State Library needs to document their work. In 2023, the Public Library Survey (PLS) was due to the State Library on November 7. This is a key document used to provide LBOT an annual report as it contains all the data accrued in the previous fiscal year.

The City Council approved Ordinance No. 782 on May 13, 2024. The purpose of this agenda item is for the Council to consider adopting Ordinance No. 782.

DISCUSSION

As per the LBOT discussion and direction provided at the February 2024 meeting, adding the option to include a youth position on the Library Advisory Commission serves two purposes: introducing city government and processes to young people by providing hands on experience in an advisory position as well as providing the LAC members with additional input from youth stakeholders. Staff has prepared a redlined Ordinance No. 782, provided in Attachment A,

showing the proposed language that would codify the option for the LAC to include a Youth Representative from the Library service area.

In addition, in order to provide the LAC time to prepare a thorough annual report to the LBOT, using data collected for the California State Library, staff is recommending a modification to the date the annual report is due as written in Ordinance No. 782. This recommended change allows for the date when the Annual Report is submitted to the LBOT to be amended as needed and is reflected in the redlined version of the Ordinance No. 782 provided in Attachment A. Attachment B shows a clean version of the updated Ordinance.

POLICY CONSISTENCY

This agenda item is consistent with the City's 2024 Strategic Plan Primary Goal #4: "Strengthen Community Institution Collaboration" by identifying and implementing opportunities for youth engagement in City government activities.

FINANCIAL CONSIDERATIONS

Staff time to prepare the report is included in the Adopted FY 2023-24 Budget.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

The City Attorney's Office has provided the edits to the proposed changes to Ordinance No. 782 and is available to answer any questions.

OPTIONS

1. Adopt Ordinance No. 782 (second reading).
2. The City Council may choose not to adopt Ordinance No. 782 and instead provide alternative direction to staff.

PRINCIPAL PARTIES EXPECTED AT MEETING

No principal parties expected to attend.

ATTACHMENTS

Attachment A –Ordinance No. 782

Staff contact: Jody Thomas
(805) 684-4314, jodyt@carpinteriaca.gov

Signature

Reviewed by: Ryan Kintz, Assistant City Manager
(805) 755-4400, ryank@carpinteriaca.gov

for Ryan Kintz

Signature

ORDINANCE NO. 782

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, AMENDING CHAPTER 2.37 OF THE CARPINTERIA MUNICIPAL CODE TO MODIFY THE COMPOSITION OF THE CARPINTERIA COMMUNITY LIBRARY ADVISORY COMMISSION AND ALIGN REPORTING REQUIREMENTS WITH STATE LAW

WHEREAS, on June 14, 2021, the City Council adopted Ordinance No. 747, establishing a Municipal Library, Library Board of Trustees, and the Library Division of the Parks, Recreation and Public Facilities Department;

WHEREAS, on October 11, 2021, the Library Board of Trustees approved Resolution No. 6074 establishing a Library Advisory Commission and adopting bylaws for its operation;

WHEREAS, on June 13, 2022, the City Council adopted Ordinance 756, which superseded Resolution No. 6074 by incorporating the resolution's contents into Chapter 2.37 of the Carpinteria Municipal Code ("CMC"), thereby establishing the Library Advisory Commission by ordinance;

WHEREAS, the City Council now desires to add a non-voting youth position to the Library Advisory Commission and ensure alignment of the annual Librarian reporting requirement with anticipated future changes to State law.

NOW THEREFORE, the City Council of the City of Carpinteria does ordain as follows:

SECTION 1. Incorporation of Recitals

The above recitals are true and correct and are incorporated herein, and are each relied upon independently by the City Council for its adoption of this Ordinance.

SECTION 2. Amendment to Sections 2.37.010 and 2.37.050 in CMC Chapter 2.37 ("Library Advisory Commission")

A. Section 2.37.010 is modified to read as follows (strikeout indicates deletion, underlining indicates addition):

2.37.010 - Established—Membership.

The Carpinteria Community Library Advisory Commission ("commission") shall be composed of five members representative of the library service area with an option to expand as needed. Members will be appointed to two-year terms. All members of the commission shall be appointed through

nomination by the president of the library board of trustees ("board") and consent of the board, and shall serve at the pleasure of the board. The Commission may also include a Youth Representative from the Library service area. The commission shall invite a liaison representative from the Friends of the Carpinteria Library, Friends of the Montecito Library, the City Representative to the Santa Barbara County Library Advisory Committee, and a representative from the office of the County Board of Supervisors First District to attend regular meetings.

Should additional libraries be added to the Carpinteria Library System in the future, additional voting members may be added to the commission.

The board president and board shall also, through its nomination and appointment process, seek to ensure a commission that is representative of the library service area population demographic; library user groups, including underrepresented user groups; and person(s) knowledgeable in library management and operations.

2.37.050 - Duties and Responsibilities.

The commission shall have the duties and responsibilities specified below, acting in an advisory capacity to the board and city librarian in matters pertaining to the management, administration, operation, development, improvement and maintenance of the library, including but not limited to:

E. Submitting an annual report on the condition of the library for consideration by the board each year, pursuant to Education Code 18927, as it may be amended from time to time;

SECTION 3. Effective Date

This Ordinance shall take effect and be in force and effect thirty days from and after its passage; and before the expiration of fifteen days of its passage shall be published once with the names of the members of the City Council voting for and against the same in the Coastal View, a newspaper of general circulation, published in the City of Carpinteria, County of Santa Barbara adoption pursuant to California Government Code section 36937.

SECTION 4. Severability

If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed and adopted this Ordinance, and each and all provisions hereof, irrespective of the fact that one or more provisions may be declared invalid.

SECTION 5. CEQA Exemption

The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines §15060(c)(3) (this activity is not a "project" as defined in $15378).

SECTION 6. Certification

The City Clerk shall certify to the passage and adoption of this Ordinance.

PASSED, APPROVED AND ADOPTED on May 28, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Al Clark, Mayor of Carpinteria

ATTEST

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing ordinance was adopted after second reading at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM

_____

Jena S. Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney for the City of Carpinteria

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Resolutions calling the November 5, 2024 General Municipal Election and requesting the Santa Barbara County Board of Supervisors to consolidate said election with the Presidential General Election to be held the same day, and adopting regulations for Candidate Statements.

STAFF RECOMMENDATION

Adopt the attached two resolutions relating to the November 5, 2024 election:

1. Resolution No. 6317, calling for the holding of a General Municipal Election to be held on Tuesday, November 5, 2024 and requesting the Board of Supervisors of the County of Santa Barbara to consolidate said election with the Presidential General Election; and
2. Resolution No. 6318, adopting regulations for Candidates' Statements.

Sample Motion: I move to adopt Resolution Nos. 6317 and 6318, as read by title only.

BACKGROUND

The City's General Municipal Election is held on the day of the Statewide General Election in November of each even-numbered year. The November 5, 2024 election will be the City's second district-based election, completing its transition to the district election system with the election of a representative for City Council District Nos. 2 and 4 (which are currently at-large) for four-year terms.

In March 2024, City Council District No. 3 Councilmember Roy Lee ("Lee") was elected to the Santa Barbara County Board of Supervisors ("Board") and will take office on the Board in January 2025. On May 7, 2024, Councilmember Lee submitted his resignation to the City Clerk, requesting to serve in the position until the swearing-in of his replacement on December 9, 2024. On May 13, 2024, the City Council directed staff to fill Councilmember Lee's District No. 3 seat by special election which will be consolidated with the General Municipal and Presidential Elections that will occur on November 5, 2024.

In addition, the ballot submitted to voters may include a measure proposing an amendment to the City's Transient Occupancy Tax per Resolution No. 6320, depending on Council action. This measure will be heard as a subsequent item on the May 28, 2024 City Council agenda.

The purpose of this agenda item is for the Council to consider adoption of Resolution Nos. 6317 and 6318, calling the November 5, 2024 General Municipal Election, requesting the Board consolidate it with any and all elections occurring on the same date, and adopting regulations for Candidate Statements, respectively. The City's General Municipal Election will be for the purpose of electing two members of the City Council representing District Nos. 2 and 4 for the full term of four years, electing one member of the City Council representing District No. 3 for a half term of two years (the balance of Councilmember Lee's term), and placing a transient occupancy tax measure on the ballot.

DISCUSSION

Sections 10400 through 10418 of the California Elections Code provide the procedures on consolidating elections. The procedure requires the City Council to request consolidation at the same time the resolution calling the election is adopted. These resolutions authorize the agency conducting the election (County of Santa Barbara) to conduct the election on behalf of the City and to canvass the results. The City will be responsible for reimbursing the County for the actual election cost upon presentation of a bill. The Elections Code also requires the Council to adopt regulations for candidates pursuing elective office to draft legally sound candidate statements.

Elections Code Section 10403 provides that whenever an election called by a city for the submission of a question, proposition, or office to be filled is to be consolidated with a Statewide Election, and the question, proposition or office to be filled is to appear on the same ballot as that provided for in the Statewide Election, the city shall file with the Board of Supervisors a resolution of its governing board requesting consolidation. Per the Elections Code, the resolution requesting consolidation must be filed at least 88 days prior (August 9, 2024) to the date of the election. However, the County of Santa Barbara Board of Supervisors will be in summer recess from July 23, 2024 to August 13, 2024, and their last meeting before this deadline is July 16, 2024. Hence, the deadline to submit a consolidation request to the Clerk of the Board is July 3, 2024.

POLICY CONSISTENCY

The proposed actions related to setting the City's municipal election are consistent with County policies and procedures and State law. Also, the proposed consolidated election is consistent with the City's interest in efficient use of public resources.

FINANCIAL CONSIDERATIONS

As shown in Table 1 below, the City's election costs significantly decrease when the City consolidates with the County, compared to holding a "stand-alone" election without

assistance from the Santa Barbara County Elections Office. In contrast, a stand-alone special election could incur expenses of up to $100,000.

Table 1: Santa Barbara County Elections Office Candidate Election Cost Estimate

Contest	Registered Voters	Estimate
One Seat, District No. 2	1,664	$2,500
One Seat, District No. 3	1,856	$2,600
One Seat, District No. 4	1,676	$2,500
TOTAL		**$7,600**

The estimated cost to consolidate the 2024 General Municipal Election with the Statewide Election conducted by the County of Santa Barbara will be included in the Proposed 2024-25 Fiscal Year Budget that staff will present to the Council in June.

No Additional Funding Requested. There is sufficient budget in 101-132-5201 – Professional Services.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

The City Attorney has reviewed the requisite election resolutions and will be available to answer questions at the meeting.

OPTIONS

1. Adopt the Resolutions as submitted. (Staff Recommendation)
2. Amend the Resolutions, provided all requirements of the Elections Code are met, and adopt the Resolutions as amended.
3. Do not adopt the Resolutions and provide direction to staff as appropriate.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

ATTACHMENTS

A. Resolution No. 6317, calling for the holding of a General Municipal Election to be held on Tuesday, November 5, 2024 and requesting the Board of Supervisors of the County of Santa Barbara to consolidate said election with the Presidential General Election

B. Resolution No. 6318, adopting regulations for candidates for elective office pertaining to candidates' statements submitted to the voters

Staff contact:

Brian C. Barrett, City Clerk
(805) 755-4403; brianb@carpinteriaca.gov

Signature

Reviewed by: Ryan Kintz, Assistant City Manager
(805) 755-4400, ryank@carpinteriaca.gov

Signature

ATTACHMENT A

Resolution No. 6317

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RESOLUTION NO. 6317

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024 AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA TO CONSOLIDATE SAID ELECTION WITH THE PRESIDENTIAL GENERAL ELECTION TO BE HELD ON THE SAME DATE

WHEREAS, under the provisions of the laws relating to general law cities in the State of California, a General Municipal Election shall be held on November 5, 2024 in the City of Carpinteria ("City"), for the election of Municipal Officers representing City Council District Nos. 2 and 4; and

WHEREAS, a vacancy in the office of City Council District No. 3 was created by the resignation of Councilmember Roy Lee on May 7, 2024. This office will commence upon the swearing-in scheduled for December 9, 2024 and this term will end in December 2026 (half term of two years); and

WHEREAS, on May 13, 2024, the City Council chose to fill the vacant City Council District No. 3 seat by election; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with any and all elections to be administered by Santa Barbara County ("County") on the same date and conducted in all respects as if there were only one election; and

WHEREAS, the City seeks the provision of election services from the County related to the conduct of the City's General Municipal Election.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. The above recitals are true and correct, and incorporated herein by reference.

SECTION 2. Pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Carpinteria, California, on Tuesday, November 5, 2024, a General Municipal Election for the purpose of electing two Members of the City Council representing City Council District Nos. 2 and 4 for the full term of four years (terms ending in November 2028) and also electing one Member of the

City Council representing District No. 3 for the half term of two years due to Councilmember Lee's resignation (term ending in November 2026).

SECTION 3. Pursuant to Resolution No. 6320, a general tax measure relating to the City's transient occupancy tax is to also be submitted to the voters on the ballot for the General Municipal Election.

SECTION 4. Pursuant to the requirements of § 10403 of the Elections Code, the County Board of Supervisors is hereby requested to consent and agree to the consolidation of the City's General Municipal Election with the County-administered election occurring on the same date and to permit the County Elections Official to render specified services to the City. That the Board of Supervisors is requested to issue instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election.

SECTION 5. That the ballots to be used at the election shall be in form and content as required by law. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

SECTION 6. That the City Clerk is authorized, instructed and directed to coordinate with the County of Santa Barbara Registrar-Recorder/County Clerk to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 7. That the polls (vote centers) for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls (vote centers) shall be closed, pursuant to Election Code § 10242, except as provided in §§ 14212, 14401 of the Elections Code of the State of California.

SECTION 8. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 9. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 10. The County Elections Department is authorized to canvass the returns of the General Municipal Election. That in the event of a tie vote (if any two or more persons receive an equal and the highest number of votes for an office) as certified by the County of Santa Barbara Registrar-Recorder/County Clerk, the City Council, in accordance with Election Code § 15651(a), shall set a date, time, and place and summon the candidates who have received the tie votes to appear and will determine the tie by lot.

SECTION 11. That the City Clerk is hereby directed to file a certified copy of this resolution, along with Resolution No. 6320, with the Board of Supervisors and the County Elections Department.

SECTION 12. The City Council authorizes the City Clerk and Santa Barbara County Elections Office to administer said election, and agrees to reimburse the County in full for all reasonable and actual election expenses upon presentation of a properly submitted bill.

SECTION 13. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

ATTACHMENT B

Resolution No. 6318

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RESOLUTION NO. 6318

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024

WHEREAS, §13307 of the Elections Code of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidate's statement.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. The above recitals are true and correct, and incorporated herein by reference.

SECTION 2. GENERAL PROVISIONS. The Carpinteria City Council hereby resolves that pursuant to §13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at an Election to be held in the City of Carpinteria on November 5, 2024 may prepare a candidate's statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten form in the office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 3. FOREIGN LANGUAGE POLICY.

A. Pursuant to the Federal Voting Rights Act, candidate statements will be translated into all languages required by the County of Santa Barbara. The County is required to translate candidate's statements into the following languages: Spanish.

B. The County will print and mail voter information guides and candidates' statements to all voters in Spanish or the County will mail separate voter

information guides and candidates' statements in Spanish to only those voters who are on the County voter file as having requested a voter information guide in a particular language. The County will make the voter information guides and candidates' statements in the required languages available at all polling places/vote centers, on the County's website, and in the Elections Official's office.

SECTION 4. PAYMENT.

A. Translations:

The candidate shall be required to pay for the cost of translating the candidate's statement into any required foreign language as specified in (A) and/or (B) of Section 3 above pursuant to Federal and/or State law.

B. Printing:

1. The candidate shall be required to pay for the cost of printing the candidate's statement in English in the main voter pamphlet.
2. The candidate shall be required to pay for the cost of printing the candidate's statement in a foreign language required in Section 3 above, in the main voter pamphlet.

The City Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidate's statements filed pursuant to this section, including costs incurred as a result of complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a statement to pay in advance to the local agency his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. The estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the City Clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expenses or refund any excess paid depending on the final actual cost. In the event of underpayment, the City Clerk shall require the candidate to pay the balance of the cost incurred. In the event of overpayment, the City Clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of the election.

SECTION 5. MISCELLANEOUS.

A. All translations shall be provided by professionally-certified translators.

B. The City Clerk shall allow (bold type) (underlining) (capitalization) (indentations) (bullets) (leading hyphens) to the same extent and manner as allowed in previous City elections and according to law.

C. The City Clerk shall comply with all recommendations and standards set forth by the California Secretary of State regarding occupational

designations and other matters relating to elections.

SECTION 6. ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the voter information guide.

SECTION 7. That the City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 8. That all previous resolutions establishing council policy on payment for candidates' statements are repealed.

SECTION 9. That this resolution shall apply only to the election to be held on November 5, 2024 and shall then be repealed.

SECTION 10. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney of the City of Carpinteria

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Placement of a proposed measure to increase the rate of the City's Transient Occupancy Tax from twelve percent (12%) to fifteen percent (15%) on the November 2024 ballot.

STAFF RECOMMENDATION

1. Adopt Resolution No. 6320, ordering the submission to the qualified electors of the City of a certain measure relating to increasing the rate of the City's Transient Occupancy Tax at the General Election to be held on Tuesday, November 5, 2024, as called by Resolution No. 6317;

2. Adopt Resolution No. 6321, requesting the Board of Supervisors of the County of Santa Barbara to consolidate a General Municipal Election to be held on November 5, 2024, with the Statewide General Election to be held on the date pursuant to § 10403 of the Elections Code;

3. Adopt Resolution No. 6322, setting priorities for filing written argument(s) regarding a City measure and directing the City Attorney to prepare an impartial analysis;

4. Adopt Resolution No. 6323, providing for the filing of rebuttal arguments for City measures submitted at municipal elections.

Sample Motion: I move to adopt Resolution Nos. 6320 through 6323, as read by title only, all concerning the requisite actions associated with placing a proposed measure to increase the rate of the City's Transient Occupancy Tax on the ballot for the November 5, 2024 General Municipal Election. *(Requires a two-thirds vote to pass.)*

BACKGROUND

Transient Occupancy Tax

The Transient Occupancy Tax ("TOT") is the technical name for the tax imposed on occupants staying thirty (30) days or less in hotels, motels, and other similar lodgings. It is also commonly known as a "hotel tax" or a "bed tax." Imposition of a TOT, as well as

an extension or increase in TOT rates, must be approved by the voters. TOT is applied to a customer's rent, and not on the business that conducts the lodging.

The revenues generated by the TOT increase will be used for any government purpose and not legally restricted to any specific purpose. Therefore, the TOT increase is a "general tax," which only requires a simple majority, or 50% plus one, voter approval. A "special tax," by contrast, is legally restricted for a specific use and requires a supermajority, or two-thirds voter approval, to pass. General tax measures may only be placed on the ballot during a regularly scheduled general election of the City, except in the case of an emergency. This means the TOT tax measure would need to be scheduled for November 5, 2024, or it would need to wait until November 3, 2026.

The City's TOT regulations are found in Chapter 3.20 of the Carpinteria Municipal Code ("CMC").[1] The City currently imposes a 12% hotel tax and is proposing to increase the tax by 3%.[2] This increase is expected to generate $750,000 annually to contribute to the general fund until ended by voters, thereby maintaining fiscal sustainability and essential services. All funds would be confined to use within the City, and will require certain audits and disclosures. Ordinance No. 780, which is attached and incorporated into Resolution Nos. 6320 and 6321, is the full text of the Ordinance amendment increasing TOT that is to be submitted to the voters.

Council Direction and Consideration of Potential Transient Occupancy Tax (TOT) Ballot Measure

The City's adopted 2024 Annual Work Plan includes Primary Goal #3 – "Take Steps to Address the Fiscal Sustainability of the City." As part of this goal, the City Council directed staff to explore new revenue sources to help maintain current service levels and programs while also meeting the demand of the City's growing infrastructure maintenance and improvement needs.

Given this direction from the City Council, staff began to explore a potential TOT ballot measure for the November 5, 2024 General Municipal Election. A request for proposals was released for professional polling and public opinion research related to a possible TOT measure. FM3's proposal was selected based on its cost-competitiveness and how it closely aligned with the City's specific needs.[3]

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[1] Additionally, CMC Section 14.08.562 subjects short-term rentals (STRs) to pay fees and/or taxes, including TOT to the City.

[2] Like Carpinteria, the TOT rates for Santa Barbara County, Santa Barbara City, Goleta, and Solvang are all currently at 12%. It should be noted that the City of Goleta, City of Santa Barbara and portions of the southern Santa Barbara County unincorporated area also fall within the Santa Barbara South Coast Tourism Business Improvement District (TBID) which imposes an additional 2% TBID assessment. Both Buellton and Solvang are considering increasing their TOT rates from 12% to 14% this November. Additionally, the Santa Barbara County Board of Supervisors will consider placing a TOT increase measure on their ballot next month at its June 4 meeting.

[3] FM3 also consulted with the City on Measures X (2018 local sales tax measure) and the 2012 TOT increase.

Carpinteria's Revenue Needs

The City Council is aware of the financial constraints caused by the COVID-19 pandemic, from which the City has been unable to fully recover. Combined with rising costs due to inflation and the growing demands to maintain and expand service levels throughout Carpinteria, these factors have strained the City's budget. As the City has matured, the public expects a high level of services and continued investment in the community. Unfunded state mandates and rising public safety costs have further compounded these financial challenges. Council and staff have been extremely resourceful in meeting needs by aggressively pursuing grants and other sources of one-time funding. However, significant unmet public needs remain, and the lack of sufficient revenue to address these needs and community priorities affects the City's ability to tackle long-term challenges. The City faces significant financial hurdles on multiple fronts:

- **Rising Costs of Law Enforcement:** The escalation in costs associated with the City's current agreement with the Santa Barbara County Sheriff's Office, *Agreement No. 2023-037, City of Carpinteria Contract Law Enforcement Services for FY 2023/2024 – FY 2026/2027*, presents a substantial challenge. The cost for law enforcement service during the fiscal year ("FY") 2023/2024 is approximately $6.1 million which is an increase of over $1,000,000 from the previous FY's costs. By the final year of the current agreement (FY 2026/2027), the City's annual cost for law enforcement services will be $7.2 million.

- **Rising Operational Costs**: The rising operational expenses of City services due to inflation and other macroeconomic factors (i.e., high federal interest rates), including staffing and program costs for new initiatives such as the City library, Senior Programming, City parks including the newly developed Skate Park, add to the financial strain. Existing programs continue to be subsidized by the general fund. The Community Pool represents the greatest single facility operating cost, with revenue from all user charges estimated to be less than 50% of pool operating costs.

- **Reduction in Revenue:** The City's main sources of revenue including sales tax, local tax (Measure X), property tax and transient occupancy tax are plateauing and are not rising to match the City's rising expenditures.

- **Rising Capital Improvement Program (CIP) Costs:** The City has experienced rising CIP costs due to project bids coming in significantly higher than the engineer's estimate. The City's costs for maintaining roads and other capital projects are higher than historical values due to rising labor costs (labor shortages, high cost of living, smaller market), material cost increases (supply chain issues and inflation), regulatory costs and increased demand for contractor services.

The purpose of this agenda matter is for the Council to consider adopting Resolution Nos. 6320 through 6323 concerning the requisite actions associated with placing a proposed measure to increase the rate of the City's Transient Occupancy Tax on the ballot for the November 5, 2024 General Municipal Election.

DISCUSSION

Results of the March 2024 Polling

The survey conducted by FM3 garnered 341 responses. The survey was conducted by phone in in both English and Spanish from March 24 to April 1, 2024.

Survey results indicate that two-thirds of Carpinteria voters perceive that the City needs additional funding and that more than three-quarters of voters support a TOT measure, far exceeding the majority vote threshold necessary for passage. The survey responses also suggest that voter support increases with an understanding that TOT is paid only by hotel visitors and that it is a strictly local revenue source that cannot be taken by the State.

Election Procedures

To place the TOT measure on the November 5, 2024, ballot, the Council must adopt Resolution Nos. 6320 through 6323 by a 2/3 vote of all members of the City Council.[4] Should a measure to increase the TOT by 3%, raising the rate to 15%, be placed on the ballot in November 2024, it would require a majority vote (50% + 1) of the Carpinteria registered voters to pass.

Elections Code Section 10403 provides that whenever an election called by a city for the submission of a question, proposition, or office to be filled is to be consolidated with a Statewide Election, and the question, proposition or office to be filled is to appear on the same ballot as that provided for in the Statewide Election, the city shall file with the Board of Supervisors a resolution of its governing board requesting consolidation. The resolution requesting consolidation must be filed at least 88 days prior (August 9, 2024) to the date of the election. However, the County of Santa Barbara Board of Supervisors will be in summer recess from July 23, 2024 to August 13, 2024, and their last meeting before this deadline is July 16, 2024. Hence, the deadline to submit a consolidation request to the Clerk of the Board is July 3, 2024.

In addition, the resolution calling for the election and the resolution providing for the submission of rebuttal arguments must be adopted at the same time as the resolution requesting consolidation (Elections Code Sections 9285(b), 10403.)

In association with any City measures approved to be placed on a ballot for a local election, the Election Code requires a city to approve the title and question to be placed

[4] Government Code Section 53724(b).

on the ballot; the City Attorney to prepare an impartial analysis of the measure; the city to comply with rules concerning the filing and selecting of arguments for and against the measure; and the City to establish rules for rebuttal arguments, should the city wish to allow them.

Draft Ballot Measure Language

Staff proposes the following ballot language:

City of Carpinteria Essential Services, Public Safety Measure

Shall the measure protecting essential services including maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; protecting beaches from pollution; other general government purposes; increasing Carpinteria's transient occupancy tax, paid only by hotel/motel/short-term rental guests, from 12% to 15%, generating $750,000 annually until ended by voters, requiring spending disclosures, all funds spent locally, be adopted?

Next Steps

If the City Council chooses to move forward with placing a proposed measure to increase the City's Transient Occupancy Tax on the ballot for the November 5, 2024 General Municipal Election, the following timeline will apply:

Dates	Description
May 28, 2024	City Council vote to place the TOT measure on the November 5, 2024 ballot (requires supermajority vote (4/5) of the City Council)
June 2024 – October 2024	Public information and outreach
July 3, 2024	Deadline to file with the Santa Barbara County Clerk of the Board of Supervisors request for consolidation services for the November 5, 2024 election.
August 1, 2024	Deadline for submittal of arguments for and/or against proposed TOT measure
	Deadline for City Attorney impartial analysis
August 12, 2024	Deadline for rebuttal arguments
November 5, 2024	Election Day

POLICY CONSISTENCY

The proposed actions are consistent with the City's adopted 2024 Annual Work Plan which includes Primary Goal #3 – "Take Steps to Address the Fiscal Sustainability of the City."

The proposed actions related to setting the City's municipal election are consistent with County policies and procedures and State law. Also, the proposed consolidated election is consistent with the City's interest in efficient use of public resources.

FINANCIAL CONSIDERATIONS

The election costs by consolidating with the County are considerably less than they would be if the City held a "stand-alone" election. The Santa Barbara County Elections Office has estimated that it will cost approximately $14,000 to place the TOT measure on the ballot. This amount will be included in the Proposed 2024-25 Fiscal Year Budget that staff will present to the Council in June. No Additional Funding Requested. There is sufficient budget in 101-132-5201 – Professional Services.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

The City Attorney has assisted in the preparation of the attached resolutions and ordinance and will be available to answer questions at the meeting. The following provides guidance regarding the timing and procedure for approval of said resolutions.

OPTIONS

1. Adopt the Resolutions as submitted (Staff Recommendation).
2. Amend the Resolutions, provided all requirements of the Elections Code are met, and adopt the Resolutions as amended.
3. Do not adopt the Resolutions and provide direction to staff as appropriate.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

ATTACHMENTS

A. Resolution No. 6320
B. Resolution No. 6321
C. Resolution No. 6322
D. Resolution No. 6323

Staff contact:
Brian C. Barrett, City Clerk
(805) 755-4403; brianb@carpinteriaca.gov

for Brian Barrett
Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov

Signature

ATTACHMENT A

RESOLUTION NO. 6320

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE RELATING TO INCREASING THE RATE OF THE CITY'S TRANSIENT OCCUPANCY TAX AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024

WHEREAS, pursuant to Title 3 (Revenue and Finance) of the Carpinteria Municipal Code ("CMC"), the City of Carpinteria currently imposes a Transient Occupancy Tax ("TOT") at the rate of twelve percent (12%) on short-term guests of hotels, motels, and other lodgings within the City;

WHEREAS, the City Council desires to amend the CMC to increase the maximum rate of the TOT from twelve percent (12%) to fifteen percent (15%);

WHEREAS, pursuant to California Elections Code Section 9222 and California Revenue and Taxation Code Sections 7280 and 7281, the City Council has the authority to place a measure on the ballot regarding the imposition, extension or increase in a local TOT to be considered by the voters at a municipal election;

WHEREAS, TOT is a general tax, the proceeds of which are deposited in the City's General Fund and pay for essential City services, including but not limited to, Sheriff deputies, street repair, maintenance of library, senior and youth programs, and other general governmental services;

WHEREAS, Proposition 218 (California Constitution, Article XIII C and D) requires that all general taxes that are imposed, extended or increased be submitted to the electorate and approved by a majority vote of the qualified electors voting in the election;

WHEREAS, pursuant to the CMC Section 2.06.040, the City's regular General Municipal Election for officers is held on the first Tuesday after the first Monday in November of each even-numbered year. Therefore, the next regularly scheduled General Municipal Election for the election of members of the City Council will be held on Tuesday, November 5, 2024;

WHEREAS, based on the above, the City Council desires to submit a ballot measure to the voters at said upcoming General Municipal Election that proposes to increase the City's TOT from 12% to 15% ("Measure"), the specific terms of which are provided for in Ordinance No. 780 attached hereto as Exhibit "A" and by this reference made an operative part hereof, in accordance with all applicable laws;

WHEREAS, pursuant to Government Code Section 53724(b) (Proposition 62), two-thirds of the City Council must vote in favor of placing the TOT Measure on the November 5, 2024 General Municipal Election ballot;

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Statewide General Election held on the same date and that within the City the precincts, polling places, voting centers and election officers of the two elections be the same, and that the Santa Barbara County Elections Department canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election;

WHEREAS, it is also desirable to establish deadlines and rules for the submission of written arguments and rebuttals for and against the Measure, and a City Attorney impartial analysis, in accordance with California Elections Code procedures, which shall be embodied in separate resolutions.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. Recitals**.** The above recitals are true and correct, and incorporated herein by reference.

SECTION 2. Submission of Ballot Measure**.** The Carpinteria City Council pursuant to its right and authority, does order submitted to the qualified voters of the City at the General Municipal Election to be held on November 5, 2024 the following question, which shall be printed on the ballots substantially in the form as shown:

CITY OF CARPINTERIA ESSENTIAL SERVICES, PUBLIC SAFETY MEASURE	
Shall the measure protecting essential services including maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; protecting beaches from pollution; other general government purposes; increasing Carpinteria's transient occupancy tax, paid only by hotel/motel/short-term rental guests, from 12% to 15%, generating $750,000 annually until ended by voters, requiring spending disclosures, all funds spent locally, be adopted?	**YES** **NO**

SECTION 3. Placement on the Ballot**.** The full text of the City's TOT Measure (Ordinance No. 780) is attached hereto as "Exhibit A" and incorporated herein by reference. The full text of the Measure shall not be printed in the Voter Information guide, and a statement shall be printed in the ballot pursuant to Elections Code Section 9223 advising voters that they may obtain a copy of Ordinance No. 780 at no cost, upon request made to the City Clerk or by visiting the City's website.

SECTION 4. Majority Vote Required to Pass. The vote requirement for the TOT Measure to pass is a majority (50%+1) of the votes cast.

SECTION 5. Public Examination. Pursuant to Elections Code Section 9295, the Ordinance Measure will be available for public examination for no fewer than ten (10) calendar days prior to being submitted for printing in the Voter Information guide. The City Clerk shall post notice in the Clerk's office of the specific dates that the examination period will run.

SECTION 6. Conduct of Election in Conformity with Law. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 7. CEQA. The City Council hereby finds and determines that the ballot Measure relates to organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment, and therefore is not a Project within the meaning of the California Environmental Quality Act ("CEQA") and the State CEQA Guidelines Section 15378(b)(5).

SECTION 8. Notice and Publication. That notice of the time and place of holding the election is given, and the City Clerk is hereby directed to publish a synopsis of the Measure in accordance with California Elections Code Section 12111 at least one time no later than one week before the election in a newspaper of general circulation in the City. The City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as may be required by law.

SECTION 9. Certification. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

SECTION 10. Delivery to County. The City Clerk is directed to deliver copies of this Resolution and its attachments to the Clerk of the Santa Barbara County Board of Supervisors and to the Santa Barbara County Elections Official, and is authorized to execute, file, sign, communicate and do whatever is otherwise necessary to effectuate the placement of City's TOT Measure on the November 5, 2024 ballot.

PASSED, APPROVED AND ADOPTED on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

ATTACHMENT:
Exhibit "A" - Ordinance No. 780

EXHIBIT A TO RESOLUTION NO. 6320

Ordinance No. 780

ORDINANCE NO. 780

AN ORDINANCE OF THE CITY OF CARPINTERIA, CALIFORNIA, AMENDING SECTION 3.20.030 OF THE CARPINTERIA MUNICIPAL CODE TO INCREASE THE UNIFORM TRANSIENT OCCUPANCY TAX ON RENT CHARGED TO HOTEL GUESTS FROM TWELVE PERCENT (12%) TO FIFTEEN PERCENT (15%) EFFECTIVE JANUARY 1, 2025

WHEREAS, pursuant to California Revenue and Taxation Code Section 7280, the City of Carpinteria ("City") levies an transient occupancy tax on short-term hotel stays in the City, as regulated under Chapter 3.20 ("Uniform Transient Occupancy Tax") of Title 3 ("Revenue and Finance") of the Carpinteria Municipal Code ("CMC");

WHEREAS, on May 28, 2024, through the adoption of Resolution No. 6320 by a two-thirds (2/3) majority vote of all members of the City Council as required by Government Code Section 53724(b), the City Council resolved to submit this Ordinance to the qualified voters of the City at the November 5, 2024 General Municipal Election;

WHEREAS, this Ordinance imposes an additional three percent (3%) tax to the existing twelve percent (12%) transient occupancy tax ("TOT"), thereby increasing the TOT to fifteen percent (15%); and,

WHEREAS, this Ordinance is anticipated to raise an additional $750,000 in revenue annually, for deposit to the City's general fund and used for any general governmental purpose within the City.

NOW THEREFORE, THE PEOPLE OF THE CITY OF CARPINTERIA DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Incorporation of Recitals. All the foregoing recitals are true and correct and are each relied upon independently by the People for its adoption of this Ordinance.

SECTION 2. Text Amendment. Subject to the approval of a majority of the qualified voters of the City of Carpinteria at the November 5, 2024 General Municipal Election, Section 3.20.030 of Chapter 3.20 of Title 3 of the CMC is hereby amended to read as follows, with additions noted in ***bold italics*** and deletions noted in ~~strikeout~~:

"3.20.030 - Tax imposed—Rate—Debt to city.

For privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of ~~twelve~~ ***fifteen*** percent of the rent charged by the operator. Such tax constitutes a debt owed by the transient to the city which is extinguished only by payment to the operator or the city."

SECTION 3. General Tax. The TOT assessed by this Ordinance shall be collected and administered in the manner set forth in Chapter 3.20 of the CMC. Said tax is a general tax as defined in Subsection (a) of Section 1 of Article XIIIC of the California Constitution,

the proceeds of which shall be deposited in the City's general fund to be used for any lawful general purposes of the City, including but not limited to, maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; and protecting beaches from pollution.

SECTION 4. Approval by the City Council. Pursuant to California Government Section 53724 and Revenue and Taxation Code Section 7280, this Ordinance was duly approved for placement on the ballot by a minimum two-thirds (2/3) majority of all members of the City Council on May 28, 2024.

SECTION 5. Approval by Voters and Effective Date. Pursuant to California Constitution Article XIIIC Section 2(b) and California Elections Code Section 9217, this Ordinance shall take effect only if approved by a majority of the eligible voters of the City of Carpinteria voting at the General Municipal Election to be held on November 5, 2024. It shall be deemed adopted when the City Council has certified the results of that election by resolution and shall take effect ten (10) days thereafter.

SECTION 6. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The People of the City of Carpinteria hereby declare that they would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

SECTION 7. Execution. The Mayor and the City Clerk are hereby authorized to sign and attest to the adoption of this Ordinance upon certification by the City Council of the results of the election approving this Ordinance.

I hereby certify that the foregoing Ordinance was duly adopted by a majority of the qualified electors of the City of Carpinteria casting votes on the question in the General Municipal Election held on November 5, 2024, by the following electoral results:

VOTES IN FAVOR:

VOTES AGAINST:

_____
Mayor of the City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney of the City of Carpinteria

ATTACHMENT B

RESOLUTION NO. 6321

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 5, 2024, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE

WHEREAS, the City Council of the City of Carpinteria has called a General Municipal Election to be held on November 5, 2024, for the purpose of electing Councilmembers (Resolution No. 6317) and submitting to the voters the question relating to increasing the rate of the City's transient occupancy tax (Resolution No. 6320); and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the city the precincts, polling places (vote centers) and election officers of the two elections be the same, and that the Santa Barbara County Elections/Registrar of Voters canvass the returns of the General Municipal Election and that the election be held in all aspects as if there were only one election.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. The above recitals are true and correct, and incorporated herein by reference.

SECTION 2. The Carpinteria City Council hereby resolves that pursuant to the requirements of § 10403 of the Elections Code, the Board of Supervisors of the County of Santa Barbara is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election on Tuesday, November 5, 2024, for the purpose submitting the question relating to increasing the rate of the City's transient occupancy tax to the qualified voters of the City.

SECTION 3. That a measure is to appear on the ballot as follows:

CITY OF CARPINTERIA ESSENTIAL SERVICES, PUBLIC SAFETY Shall the measure protecting essential services including maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; protecting beaches from pollution; other general government purposes; increasing Carpinteria's transient occupancy tax, paid only by hotel/motel/short-term rental guests, from 12% to 15%, generating $750,000 annually until ended by voters, requiring spending disclosures, all funds spent locally, be adopted?	YES NO

SECTION 4. That the proposed complete text of the measure (Ordinance No. 780) submitted to the voters is attached as Exhibit A.

SECTION 5. That the vote requirement for the measure to pass is a majority (50%+1) of the votes cast.

SECTION 6. That the County Elections Office is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only on form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide or special election.

SECTION 7. That the Board of Supervisors is requested to issue instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election.

SECTION 8. That the City of Carpinteria recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 9. That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the County Election Department of the County of Santa Barbara.

SECTION 10. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

EXHIBIT A TO RESOLUTION NO. 6321

Ordinance No. 780

ORDINANCE NO. 780

AN ORDINANCE OF THE CITY OF CARPINTERIA, CALIFORNIA, AMENDING SECTION 3.20.030 OF THE CARPINTERIA MUNICIPAL CODE TO INCREASE THE UNIFORM TRANSIENT OCCUPANCY TAX ON RENT CHARGED TO HOTEL GUESTS FROM TWELVE PERCENT (12%) TO FIFTEEN PERCENT (15%) EFFECTIVE JANUARY 1, 2025

WHEREAS, pursuant to California Revenue and Taxation Code Section 7280, the City of Carpinteria ("City") levies an transient occupancy tax on short-term hotel stays in the City, as regulated under Chapter 3.20 ("Uniform Transient Occupancy Tax") of Title 3 ("Revenue and Finance") of the Carpinteria Municipal Code ("CMC");

WHEREAS, on May 28, 2024, through the adoption of Resolution No. 6320 by a two-thirds (2/3) majority vote of all members of the City Council as required by Government Code Section 53724(b), the City Council resolved to submit this Ordinance to the qualified voters of the City at the November 5, 2024 General Municipal Election;

WHEREAS, this Ordinance imposes an additional three percent (3%) tax to the existing twelve percent (12%) transient occupancy tax ("TOT"), thereby increasing the TOT to fifteen percent (15%); and,

WHEREAS, this Ordinance is anticipated to raise an additional $750,000 in revenue annually, for deposit to the City's general fund and used for any general governmental purpose within the City.

NOW THEREFORE, THE PEOPLE OF THE CITY OF CARPINTERIA DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Incorporation of Recitals. All the foregoing recitals are true and correct and are each relied upon independently by the People for its adoption of this Ordinance.

SECTION 2. Text Amendment. Subject to the approval of a majority of the qualified voters of the City of Carpinteria at the November 5, 2024 General Municipal Election, Section 3.20.030 of Chapter 3.20 of Title 3 of the CMC is hereby amended to read as follows, with additions noted in ***bold italics*** and deletions noted in ~~strikeout~~:

"3.20.030 - Tax imposed—Rate—Debt to city.

For privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of ~~twelve~~ ***fifteen*** percent of the rent charged by the operator. Such tax constitutes a debt owed by the transient to the city which is extinguished only by payment to the operator or the city."

SECTION 3. General Tax. The TOT assessed by this Ordinance shall be collected and administered in the manner set forth in Chapter 3.20 of the CMC. Said tax is a general tax as defined in Subsection (a) of Section 1 of Article XIIIC of the California Constitution,

the proceeds of which shall be deposited in the City's general fund to be used for any lawful general purposes of the City, including but not limited to, maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; and protecting beaches from pollution.

SECTION 4. Approval by the City Council. Pursuant to California Government Section 53724 and Revenue and Taxation Code Section 7280, this Ordinance was duly approved for placement on the ballot by a minimum two-thirds (2/3) majority of all members of the City Council on May 28, 2024.

SECTION 5. Approval by Voters and Effective Date. Pursuant to California Constitution Article XIIIC Section 2(b) and California Elections Code Section 9217, this Ordinance shall take effect only if approved by a majority of the eligible voters of the City of Carpinteria voting at the General Municipal Election to be held on November 5, 2024. It shall be deemed adopted when the City Council has certified the results of that election by resolution and shall take effect ten (10) days thereafter.

SECTION 6. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The People of the City of Carpinteria hereby declare that they would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

SECTION 7. Execution. The Mayor and the City Clerk are hereby authorized to sign and attest to the adoption of this Ordinance upon certification by the City Council of the results of the election approving this Ordinance.

I hereby certify that the foregoing Ordinance was duly adopted by a majority of the qualified electors of the City of Carpinteria casting votes on the question in the General Municipal Election held on November 5, 2024, by the following electoral results:

VOTES IN FAVOR:

VOTES AGAINST:

_____
Mayor of the City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

ATTACHMENT C

RESOLUTION NO. 6322

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS

WHEREAS, a General Municipal Election is to be held in the City of Carpinteria, California, on November 5, 2024, at which there will be submitted to the voters the following ballot question that proposes to increase the rate of the City's transient occupancy tax ("TOT"):

CITY OF CARPINTERIA ESSENTIAL SERVICES, PUBLIC SAFETY MEASURE Shall the measure protecting essential services including maintaining safe/clean public areas; repairing streets; addressing homelessness; emergency/disaster preparedness; maintaining sheriff's deputies; preserving library, senior, and youth programs; protecting beaches from pollution; other general government purposes; increasing Carpinteria's transient occupancy tax, paid only by hotel/motel/short-term rental guests, from 12% to 15%, generating $750,000 annually until ended by voters, requiring spending disclosures, all funds spent locally, be adopted?	YES NO

WHEREAS, the full text of the City's TOT measure is in Ordinance 780;

WHEREAS, it is desirable to establish deadlines and rules for the submission of written arguments for and against the TOT measure, and a City Attorney impartial analysis, in accordance with California Elections Code procedures.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. The above recitals are true and correct, and incorporated herein by reference.

SECTION 2. Arguments. Pursuant to Elections Code Section 9281 et seq., the City Council authorizes (1) the City Council or any member(s) of the City Council, (2) an individual voter who is eligible to vote on the measure, or (3) bona fide association of citizens, or (4) a combination of voters and associations, to file a written argument for or against the TOT Measure. The arguments shall be filed with the City Clerk no later than August 1 , 2024 by 5:00 P.M., signed and with the printed name(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. Written arguments shall not exceed 300 words and must be accompanied by the Form of Statement To Be Filed By Author(s) of Arguments. Arguments may be changed or withdrawn until and including the due date fixed herein, after which no arguments for or against the City measure may be submitted to the City Clerk. The City Clerk shall adhere to the Elections Code provisions in determining the priority of arguments for printing and distribution to voters, and shall take all necessary actions to cause the selected arguments to be printed and so distributed.

The City Council authorizes the following member(s) of its body to file a written argument and rebuttal [for/against] the TOT measure on behalf of the City Council, subject to the deadlines and rules set forth herein:

Councilmember(s) In Favor	Councilmember(s) Against

SECTION 3. City Attorney Impartial Analysis. The City Council directs the City Clerk to transmit a copy of the TOT measure to the City Attorney, who shall prepare an impartial analysis of it in accordance with Elections Code Section 9280. The impartial analysis shall be filed by the date set herein for the filing of primary arguments.

a. The City Attorney shall prepare an impartial analysis of the measure not exceeding 500 words showing the effect of the measure on the existing law and the operation of the measure.
b. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city.
c. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the voter information guide, there shall be printed immediately below the impartial analysis, in no less than 10-point

type, a legend substantially as follows: "The above statement is an impartial analysis of Ordinance No. 780. If you desire a copy of the ordinance or measure, please call the elections official's office at (805) 755-4403 and a copy will be mailed at no cost to you."

SECTION 4. Ten-Day Examination. Pursuant to Elections Code §9295, arguments and the City Attorney's impartial analysis shall be subject to public examination for a period of 10 calendar days immediately following the filing deadline for submission of those materials.

SECTION 5. Certification. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____

Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

ATTACHMENT D

RESOLUTION NO. 6323

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS

WHEREAS, Elections Code § 9282 provides for written arguments to be filed in favor of or against city measures not to exceed 300 words in length; and

WHEREAS, Elections Code § 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for city measures submitted at municipal elections.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. The above recitals are true and correct, and incorporated herein by reference.

SECTION 2. Pursuant to California Elections Code Section 9285, when the City Clerk has selected the arguments for and against the transient occupancy tax ("TOT") measure which will be printed and distributed to the voters, he shall send a copy of the argument in favor of the measure to the author(s) of any argument against the measure and a copy of an argument against the measure to the author(s) of any argument in favor of the measure. The author or a majority of the authors of an argument relating to the measure may prepare and submit a rebuttal argument or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument shall not be signed by more than five authors. The rebuttal arguments shall be filed with the City Clerk, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, not more than 10 days after the final date for filing direct arguments. The rebuttal arguments shall not exceed 250 words and must be accompanied by the Form of Statement To Be Filed By Author(s) of Argument. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 3. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

SECTION 4. That the provisions of Section 1 shall apply only to the election to be held on November 5, 2024, and shall then be repealed.

SECTION 5. Pursuant to Elections Code §9295, rebuttals shall be subject to public examination for a period of 10 calendar days immediately following the filing deadline for submission of those materials.

SECTION 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED on this 28th day of May, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Introduction and first reading of Ordinance No. 781, an Ordinance of the City Council of the City of Carpinteria amending Carpinteria Municipal Code Chapter 5.40 to permit outdoor live entertainment. This ordinance would amend the definition of "place of entertainment" to include outdoor portions of premises open to the public.

STAFF RECOMMENDATION

Staff recommends the City Council approve Ordinance No. 781, as read by title only (first reading).

Sample Motion: I move to approve Ordinance No. 781, on first reading, as read by title only, and continue second reading to the regular meeting of June 10, 2024. *(This motion requires reading of ordinance title and a roll call vote.)*

BACKGROUND

Pursuant to Carpinteria Municipal Code ("CMC") Chapter 5.40, Live Entertainment, the City has the responsibility and authority to regulate live entertainment, including but not limited to live music, conducted at businesses throughout the City. The purpose for the regulation and licensing of live entertainment is to ensure businesses hosting live entertainment are operated in a safe and orderly manner, and do not pose undue public nuisance impacts to surrounding land uses or unreasonably interfere with the reasonable enjoyment of life or property of others.

Pursuant to the current definition of "place of entertainment" under CMC Chapter 5.40.010(B), licensed live entertainment has historically only been allowed to be conducted within a building. Periodic special events, such as those approved through a Temporary Use Permit (Chapter 14.64), a Special Event Permit (such as the annual Avocado Festival; Chapter 10.68), or via one of six annual "promotional" events which a licensed Carpinteria business can hold in a given year, subject to City and public safety consent (Section 14.64.050(1)), have been allowed to include periodic outdoor live entertainment. However, in response to the COVID-19 pandemic, the City Council passed Urgency Ordinance No. 744 in May 2020 to allow many business activities to be

temporarily relocated outdoors, including "live music and amplified sound permitted through an Entertainment License as described in CMC Chapter 5.40."[1] The temporary outdoor business program, including the allowances for outdoor live music subject to Entertainment Licensing requirements and conditions, has been granted several extensions by the City Council, most recently via Ordinance No. 775 in December 2023, which extended these temporary allowances through June 30, 2024.

On March 25, 2024, Community Development Department staff presented a report to the Council on how live music is currently regulated in the City, and described the current status of licensed live music entertainment venues as it relates to compliance and enforcement activities.[2] Noting the upcoming expiration of Ordinance No. 775, the Council directed staff to amend CMC Chapter 5.40 to accommodate outdoor music on a permanent basis. The purpose of this item is to follow up on staff's presentation from March 25, 2024, and to present Ordinance No. 781 (Attachment A), which would amend the definition of "place of entertainment" to include outdoor portions of premises open to the public, thereby allowing licensed outdoor live music.

DISCUSSION

The hosting of live entertainment within the City of Carpinteria is regulated by CMC Chapter 5.40, Live Entertainment (Attachment B). As noted above, any business that wishes to host live entertainment must obtain an Entertainment License from the City unless the specific live entertainment is permitted under other provisions of the CMC (e.g., a promotional event or temporary use permit).

In section 5.40.010 - Definitions, the following terms are defined for Chapter 5.40:

- "Entertainment" is defined, in part, as "any live performance including but not limited to any act, play, review, pantomime, scene, dance act, song and dance act, or instrumental or other musical performance."
- "Place of entertainment" is defined as "a building, room or hall open to the public, with or without charge, which building, room or hall does not have permanently fixed seats so arranged that a body of spectators can have an unobstructed view of the stage or area where the entertainment is performed, and in which the entertainment is ancillary to the serving of food and/or other refreshment and/or merchandise."

Historically, the definition of "place of entertainment" has been enforced such that live music is only permitted indoors. Per the Council's direction, Ordinance No. 781 would amend the definition of "place of entertainment" to specifically include outdoor areas of licensed premises. The proposed definition reads:

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[1] Adopted Ordinance No. 744 is available in its entirety here: https://library.municode.com/ca/carpinteria/ordinances/code_of_ordinances?nodeId=1023151

[2] The staff report, which contains detailed information on live entertainment regulation, is available here: https://carpinteria.granicus.com/MetaViewer.php?view_id=2&clip_id=1412&meta_id=90130

"'Place of entertainment' means a premises, indoor or outdoor, ~~a building, room or hall~~, open to the public, with or without charge, which ~~building, room or hall~~ does not have permanently fixed seats so arranged that a body of spectators can have an unobstructed view of the stage or area where the entertainment is performed, and in which the entertainment is ancillary to the serving of food and/or other refreshment and/or merchandise."

Ordinance No. 781 does not propose any changes to other aspects of Entertainment Licenses. Businesses with an Entertainment License would still need to conform to all conditions in Chapter 5.40 and any Administrative Conditions placed on the license by the Community Development Director.[3] Such Administrative Conditions may include limited hours during which live entertainment is permitted to occur. At the March 25, 2024 meeting, the Council determined that Administrative License Conditions shall include a 9:00 p.m. live music curfew on weekdays, and 10:00 p.m. curfew on weekends and holidays. While other conditions are generally imposed on all businesses conducting live entertainment, the license permits staff to tailor conditions to individual businesses as necessary.

POLICY CONSISTENCY

The following General Plan/Coastal Land Use Plan (GP/CLUP) objectives and policies are relevant to the discussion at hand:

Policy LU-3d: *Establish a commercial sector that balances the retail and service needs of citizens and visitors.*

Policy LU-3g: *Provide for a range of business activities that bring vitality, revenue, and employment to Carpinteria and are compatible with its small town character.*

Objective CDS2-3: *Preserve and enhance the downtown's historic status as the center of commercial activity by encouraging a range of uses that serve both residents and visitors.*

Policy CDS2-a: *Ensure that new intensified land uses within the Downtown remain consistent with the City's "small beach town" image.*

Policy CDS2A-b: *Ensure that intensified land uses within the subarea support a lively place to visit, live, work, and shop, and that the scale and character of the District remain consistent with the City's "small beach town" image.*

The Land Use and Community Design Elements of the City's GP/CLUP contain several objectives and policies that generally encourage and promote efforts to establish a

[3] The Community Development Director is authorized to establish and place additional conditions or regulations on Entertainment Licenses pursuant to CMC § 5.40.080(I).

diverse and vibrant commercial core that can meet the needs of both citizens and visitors alike. Providing opportunities for local businesses to host live entertainment helps to not only support the economic success of those businesses, but helps contribute to a livelier and engaging commercial core that draws citizens and visitors to the City's downtown areas. The continuing appeal of outdoor live music for residents and visitors presents an opportunity to permit activities that further boost businesses in Carpinteria.

Objective N-5: *The City will minimize the effects of nuisance noise effects on sensitive land uses.*

Policy N-5a: *The City will address nuisance noise on a case-by-case basis and develop appropriate mitigation measures such as scheduling of events or activities during hours when effects would be minimal.*

The Noise Element of the GP/CLUP addresses nuisance noise impacts. While the most common source of nuisance noise impact anticipated by the GP/CLUP relates to construction activities, other types of nuisance noise impacts also occur throughout the City and remain subject to regulation. Consistent with the above Objective and Policy, the City can enforce nuisance noise impacts, including but not limited to those generated by live music entertainment, through appropriate regulation and mitigation to minimize impacts to more sensitive land uses. The Community Development Director will continue to condition Live Entertainment Licenses to avoid or reduce the severity of such impacts to be consistent with these General Plan/Coastal Land Use Plan policies.

FINANCIAL CONSIDERATIONS

No Additional Funding Requested at this time. Staff time to prepare the report is included in the Adopted FY 2023-24 General Fund Budget. Businesses wishing to obtain an Entertainment License are subject to the applicable fees in the City's Master Fee Schedule.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

It is a well-established legal principle that a public agency's police power has broad application to protect the public health, safety, and welfare of its residents which has been interpreted to include regulating live entertainment.

The City Attorney's Office assisted in the preparation and review of this staff report, and will be present at the City Council meeting to assist in answering questions.

OPTIONS

1. Approve Ordinance No. 781, introduced as read by title only and continue to the regular meeting of June 10, 2024 (staff recommendation);

2. Approve Ordinance No. 781 with specified changes and continue to the regular meeting of June 10, 2024; or
3. Do not approve Ordinance No. 781 and further direct staff.

PRINCIPAL PARTIES EXPECTED AT MEETING

Representatives from licensed Live Entertainment businesses
Supporters of live music entertainment
Residents affected by live music entertainment

ATTACHMENTS

Attachment A. Ordinance No. 781, amending CMC Chapter 5.40- Live Entertainment
Attachment B. CMC Chapter 5.40, Live Entertainment

Staff contact: Nick Bobroff, Community Development Director
(805) 755-4407, nickb@carpinteriaca.gov

Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov

Signature

Attachment A.

Proposed Ordinance No. 781

Amending Chapter 5.40 of the Municipal Code to Allow Outdoor Live Entertainment

Entertainment License Provisions
May 28, 2024 City Council Meeting

ORDINANCE NO. 781

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, AMENDING CHAPTER 5.40 OF THE MUNICIPAL CODE TO ALLOW OUTDOOR LIVE ENTERTAINMENT

WHEREAS, Carpinteria Municipal Code ("CMC") Chapter 5.40 establishes the City of Carpinteria's ("City") Live Entertainment regulations; and

WHEREAS, per CMC Chapter 5.40, businesses that wish to host live entertainment events open to the public must obtain an Entertainment License from the City; and

WHEREAS, the definition of "place of entertainment" has historically been interpreted and enforced such that live entertainment was only permitted indoors; and

WHEREAS, in response to the COVID-19 pandemic, the City Council passed Urgency Ordinance No. 744 in May 2020, which allowed many business activities to temporarily relocate outdoors, including live music and amplified sound permitted through an Entertainment License; and

WHEREAS, the provisions of Urgency Ordinance No. 744 were extended six times by the City Council, most recently by Urgency Ordinance No. 775, passed on December 11, 2023, which extends the outdoor allowances until June 30, 2024; and

WHEREAS, the City wishes to maintain a lively and economically productive downtown, and it is evident that outdoor live music events continue to be popular in the City and help draw local residents and visitors to businesses; and

WHEREAS, at the City Council meeting of March 25, 2024, the City Council directed City staff to amend Chapter 5.40 to allow outdoor live entertainment, when permitted via an Entertainment License, to continue on a permanent basis; and

WHEREAS, under its police powers, the City has the authority to protect the public health, safety, and welfare of its residents which has been interpreted to include regulating live entertainment.

THE CITY COUNCIL OF THE CITY OF CARPINTERIA DOES ORDAIN AS FOLLOWS:

Section 1. Incorporation of Recitals. All the recitals set forth above are true, correct, and valid, and are hereby incorporated and adopted as findings of the City Council as though fully set forth herein.

Section 2. Amending Chapter 5.40 (Live Entertainment) of Title 5 of the Carpinteria Municipal Code. Section 5.40.010 titled "Definitions" shall be amended as follows:

A. "Entertainment" means:

1. Any live performance including but not limited to any act, play, review, pantomime, scene, dance act, song and dance act, or instrumental or other musical performance; or
2. Any form of dancing by employees of the establishment.

B. "Place of entertainment" means a premises, indoor or outdoor, ~~building, room or hall~~ open to the public, with or without charge, which ~~building, room or hall~~ does not have permanently fixed seats so arranged that a body of spectators can have an unobstructed view of the stage or area where the entertainment is performed, and in which the entertainment is ancillary to the serving of food and/or other refreshment and/or merchandise.

Section 3. Effective Date. This Ordinance shall be in full force and effect thirty (30) days following the second reading of the Ordinance. Before the expiration of fifteen (15) days following passage, this Ordinance shall be published once with the names of the members of the City Council voting for and against the same in the Coastal View News, a newspaper of general circulation, published in the City.

Section 4. Severability. If any section, subsection, sentence, clause, phrase, or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed and adopted this Ordinance, and each and all provisions hereof, irrespective of the fact that one or more provisions may be declared invalid.

Section 5. CEQA Exemption. The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15060(c)(3), as this activity is not a "project" under CEQA as defined in CEQA Guidelines Section 15378.

PASSED, APPROVED, AND ADOPTED this 10th day of June, 2024, by the following vote:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBERS:

_____

Mayor, City of Carpinteria

ATTEST:

_____

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing Ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held this 10th day of June, 2024.

_____

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____

Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP, acting as
City Attorney of the City of Carpinteria

Attachment B.

Existing Carpinteria Municipal Code Chapter 5.40

Entertainment License Provisions
May 28, 2024 City Council Meeting

Chapter 5.40 LIVE ENTERTAINMENT[1]

5.40.010 Definitions.

A. "Entertainment" means:

1. Any live performance including but not limited to any act, play, review, pantomime, scene, dance act, song and dance act, or instrumental or other musical performance; or

2. Any form of dancing by employees of the establishment.

B. "Place of entertainment" means a building, room or hall open to the public, with or without charge, which building, room or hall does not have permanently fixed seats so arranged that a body of spectators can have an unobstructed view of the stage or area where the entertainment is performed, and in which the entertainment is ancillary to the serving of food and/or other refreshment and/or merchandise.

(Ord. 579 § 2 (part), 2002)

5.40.020 Exemptions from chapter applicability.

The provisions of this chapter shall not apply to entertainment conducted or sponsored by a non-profit or private club, organization or association to which members of the general public are not invited, nor to special events that are regulated pursuant to Chapter 10.68, or activities regulated by Chapter 14.71.

(Ord. 579 § 2 (part), 2002)

5.40.030 Entertainment license required.

It is unlawful for any person conducting, operating, owning or in control of any place of entertainment open to the public within the city to allow any entertainment upon the premises, or in or upon any adjoining room or premises under his or her control, unless there has been granted to such person a valid yearly entertainment license therefore, pursuant to the provisions of this chapter.

(Ord. 579 § 2 (part), 2002)

5.40.040 License application and fee.

Application for an entertainment license shall be filed with the community development director on forms furnished by the director. At the time the application is approved, the applicant shall pay an annual fee as set by resolution. Notwithstanding the provisions contained in this chapter, the applicant shall, unless exempt there from, procure any and all other licenses and approvals required by this code.

(Ord. 579 § 2 (part), 2002)

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[1]Prior history: Prior code §§ 6600, 6603 as amended by Ord. 548.

5.40.050 Investigation and grounds for issuing license.

No application shall be approved without the investigation and report of the sheriff's department and the Carpinteria-Summerland fire protection district. The above-named officials shall include in their reports all manner of information and required conditions deemed reasonably necessary to protect the public health, safety and welfare. The community development director shall make an investigation of the matters contained in the completed application form and the report of the sheriff's and fire departments, and issue the license, pursuant to this chapter should the community development director determine that issuance of such license is consistent with the provisions of this chapter and protects the public health, safety and welfare. In addition, no license shall be issued to an applicant who:

A. Is under the age of twenty-one years;

B. Has been found guilty by final judgment of a court of competent jurisdiction of a violation of the law involving any one of the following: a felony, a sex offense, soliciting for prostitution, and/or a narcotics offense.

(Ord. 579 § 2 (part), 2002)

5.40.060 License form and period of validity.

All licenses shall be on forms furnished by the community development director and shall be issued for one year.

(Ord. 579 § 2 (part), 2002)

5.40.070 License issuance and non-transferability.

All licenses issued under this chapter will be issued to individuals only and no license may be assigned, transferred or loaned to any other person, entity or establishment.

(Ord. 579 § 2 (part), 2002)

5.40.080 License conditions.

The following minimum requirements shall apply for the operation of all places of live entertainment:

A. Lighting. Every establishment shall be lighted throughout to an intensity of not less than three foot candle power during all hours of operation except while the entertainment is conducted, provided however, that the immediate area on and around any performer shall be lighted by not less than one-half foot candle power at all times. Such light intensity shall be measured at no more than thirty inches from the floor.

B. Hours. No entertainment shall be permitted between the hours of one a.m. and nine a.m., except with the written consent of the community development director.

C. Intoxicated Persons. Licensee shall not permit any person in an intoxicated condition to enter or remain on the premises.

D. Telephones. The licensee shall provide at least one pay telephone or courtesy telephone in the building for use by patrons, and shall have at least one private telephone for use by the operators of the establishment.

E. Noise. The licensee shall not permit the noise level of the attendees or entertainment to reach a level that is offensive or disturbing to the surrounding neighborhood, residences, motels, hotels or other uses that may be in the area.

F. Manager. Every establishment shall have a manager on the premises at all times when entertainment is conducted.

G. Entrance and Exit. All entrances and exits shall be well illuminated, clearly marked and kept free of all obstructions at all times.

H. Inspection by Sheriff's or Fire Departments. The property owner and licensee shall permit any member of the sheriff's department or fire district, acting in his or her official capacity, to inspect the establishment during hours of operation.

I. Additional Requirements. Licensee shall comply with such other conditions, rules and regulations as the city or community development director may establish in addition to all other applicable provisions of this chapter.

(Ord. 579 § 2 (part), 2002)

5.40.090 Sheriff's authority.

Any officer of the sheriff's department shall have the power to terminate any live entertainment for disturbance of the peace, disorderly conduct, or for violation of any law or ordinance.

(Ord. 579 § 2 (part), 2002)

5.40.100 License denial, suspension or revocation.

The community development director shall have the exclusive authority to issue licenses under this chapter and may refuse to issue such license, or may cancel, suspend or revoke any such license after such license has been issued, if he or she learns that the same was procured by fraud or false representation of facts or that the applicant or licensee failed to comply with the provisions and requirements of this chapter, or for any other reason which the community development director finds detrimental to the public health, safety or welfare.

(Ord. 579 § 2 (part), 2002)

5.40.110 Denial or revocation appeal.

If a license is revoked or denied, the applicant or licensee may apply to the city council by filing a notice of appeal with the city clerk within ten days of the community development director's decision to deny or revoke said application or license. The city council shall hear the appeal at its next available meeting. The applicant or licensee shall be allowed to present both oral and written testimony that is relevant to the appeal. The city council's decision on the appeal shall be final.

(Ord. 579 § 2 (part), 2002)

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Status Report on the City's 2023-2031 Housing Element certification and approach to rezoning candidate sites under Program 1 (Adequate Sites to Accommodate Regional Housing Needs).

STAFF RECOMMENDATION

Receive staff presentation and public testimony, and file status report.

Sample Motion: I move to receive and file this status report on the City's 2023-2031 Housing Element.

BACKGROUND

Housing Element Overview

The Housing Element is a required component of the City's General Plan that identifies and plans for existing and projected housing needs within the eight-year planning cycle. Under State law (Gov. Code Sec. 65583), all cities are required to plan for housing to accommodate population growth and existing housing problems such as overcrowding and high housing cost. State law recognizes that most housing is built by private developers, not cities. However, cities are required to adopt policies, plans, and development regulations to encourage a variety of housing types that are affordable for persons at all income levels. The Regional Housing Needs Assessment (RHNA) is the process by which each jurisdiction's share of new housing needs is determined.

For Santa Barbara County jurisdictions, the 6th Cycle RHNA process was completed in 2021. As shown in Table 1 below, the City of Carpinteria must plan to accommodate a total of 901 additional housing units of varying income levels during this eight-year cycle (2023-2031). On January 22, 2024, the City Council adopted the current Housing Element Update[1], which outlines how the RHNA allocation can be achieved during this

[1] https://carpinteriaca.gov/city-hall/community-development/planning/housing-element-update/

cycle through a variety of methods (pending project applications, underutilized sites, accessory dwelling units, and rezoning of candidate opportunity sites).

Table 1 – RHNA Allocation for Santa Barbara County by Income Level[2]

Jurisdiction	RHNA Allocation	Allocation by Income Level			
		Very Low	Low	Moderate	Above Moderate
Carpinteria	901	286	132	135	348
Santa Barbara	8,001	2,147	1,381	1,441	3,032
Goleta	1,837	682	324	370	461
Uninc. (South Coast)	4,142	809	957	1,051	1,325
Lompoc	2,248	166	262	311	1,509
Uninc. (Lompoc Valley)	521	209	72	54	186
Santa Maria	5,418	1,032	536	731	3,119
Guadalupe	431	3	24	77	327
Uninc. (Santa Maria Valley)	721	262	118	118	223
Solvang	191	55	39	22	75
Buellton	165	55	37	30	43
Uninc. (Santa Ynez Valley)	280	93	53	57	77
County Total	24,856	5,799	3,935	4,397	10,725
Total Unincorporated	5,664	1,373	1,200	1,280	1,811

Housing Element Certification

The State Legislature has delegated authority to the California Department of Housing and Community Development (HCD) to review Housing Elements and issue opinions regarding their compliance with State law. A finding of Housing Element compliance by HCD is referred to as “certification” of the Housing Element.

If a local government’s Housing Element is not certified, or if it is de-certified during the cycle for non-compliance, the jurisdiction faces the possibility of litigation, which could result in the loss of land use discretion, ineligibility for housing grants, and other penalties. For example, some local agencies have received project applications submitted under the “Builder’s Remedy” provisions of the Housing Accountability Act (Gov. Code Sec. 65589.5), which may allow developers to avoid compliance with the local agencies’ general plan and zoning requirements in certain circumstances.

[2] Santa Barbara County Association of Governments Regional Housing Needs Allocation Plan 2021

City of Carpinteria Compliance with State Housing Element Law

To date, the City's 6th Cycle 2023-2031 Housing Element Update has not been certified by HCD. Table 2 below, provides a summary of the City's efforts to have a State-compliant Housing Element adopted and certified.

Table 2 - Summary of Previous Efforts on the City's 2023-2031 Housing Element

Date	Action
May 26, 2022	Frequently Asked Questions posted on City Webpage
June 6, 2022	Planning Commission Study Session 1
June 22, 2022	South Coast Housing Workshop
August 1, 2022	Planning Commission Study Session 2
October 10, 2022	Initial Public Review: 30-Day Comment Period
October 17, 2022	Joint City Council and Planning Commission Public Hearing
November 23, 2022	First Submittal to HCD for Review
February 21, 2023	First Comment Letter from HCD
March 16, 2023	Revised Element and Responses to HCD Posted to City Webpage
March 20, 2023	Planning Commission Recommendation Hearing
April 10, 2023	City Council Adoption Hearing
April 12, 2023	Second Submittal to HCD for Review
June 12, 2023	Second Comment Letter from HCD
November 2, 2023	Revised Element and Responses to HCD Posted to City Webpage
November 6 to 13, 2023	Seven-Day Public Review / Comment Period for Revised Element
November 14, 2023	Third Submittal to HCD for Review
January 8, 2024	HCD Letter of "Substantial Compliance"
January 22, 2024	City Council Re-Adoption Hearing
January 23, 2024	Fourth Submittal to HCD with Request for Certification
March 21, 2024	HCD Letter of Non-Compliance (Attachment A)

Although the City submitted a substantially-compliant Housing Element to HCD on January 23, 2024, the State was not able to certify it due to the exceedance of statutory deadlines. The City was required to adopt a compliant Housing Element within 120 days of this cycle's statutory deadline, February 15, 2023. City staff made every effort to meet that deadline; however, a comment letter[3] from the California Coastal Commission (CCC) at the time of the initial Housing Element adoption factored into the subsequent review and comments provided by HCD staff. As such, the Housing Element was not found to be in compliance prior to February 15, 2023.

[3] https://carpinteriaca.gov/wp-content/uploads/2023/04/2023-04-10_CCC.CommentLetter_CarptinteriaHousingElement-4.10.23.pdf

Pursuant to Assembly Bill 1398 (Chapter 358, Statutes of 2021), since the City did not adopt a compliant Housing Element in time, it was required to implement Program 1 (Adequate Sites to Accommodate Regional Housing Needs) within one year from the statutory deadline of February 15, 2023. Therefore, as further explained in HCD's letter dated March 21, 2024 (Attachment A), the Housing Element cannot be certified until the City completes the necessary rezones to accommodate the RHNA shortfall under Program 1.

DISCUSSION

Required Zoning Amendments to Accommodate the RHNA

A detailed description of Program 1 (Adequate Sites to Accommodate Regional Housing Needs) is provided beginning on page 6 of the City's adopted Housing Element. In brief, the City's land use plans and Zoning Code currently allow for the potential development of 126 out of the 418 required lower-income housing units, resulting in a RHNA shortfall of 292 potential lower-income units. Therefore, implementation of Program 1 would involve the rezoning of enough area to accommodate 292 lower-income units plus a reasonable buffer[4].

As further described in Program 1, City staff envisioned using a Residential Overlay District for the proposed rezones such that the underlying zone of the land (e.g., commercial, industrial, etc.) would remain but would have an overlay applied to allow for the option of high-density residential development. City staff continues to work closely with the City Attorney's Office to determine if an overlay is a feasible option. However, a recent California court of appeal decision (*Martinez v. City of Clovis* (2023) 90 Cal.App.5th 193) found that a city's reliance on a zoning overlay that allowed both a higher density and a lower density development option did not satisfy Housing Element Law. Accordingly, the implementation of Program 1 may require the complete change of zoning districts on sufficient property to cover the RHNA shortfall.

Additional aspects of Housing Element Program 1 that will need to be factored into the zoning amendments include:

- Density Minimums: Government Code Section 65583.2(c)(3) requires that the City apply a minimum residential density of at least 20 units per acre to all rezone sites that are used to accommodate the City's RHNA for the lower-income units. Therefore, the zoning amendments will need to include this minimum density along with new maximum densities.

[4] HCD expects a buffer of 15 percent. At a proposed density of 20 dwelling units per acre, the land area to be rezoned under Program 1 would be approximately 16.8 acres (14.6 acres to cover the shortfall and 2.2 acres to cover the 15 percent buffer).

- Number of Units: Government Code Section 65583.2(h) and Program 1 requires that the residential rezone include development standards that permit at least 16 units per site.
- Ministerial Permitting: Government Code Section 65583.2(h) and Program 1 require that the City permit "use-by-right" owner-occupied and rental multifamily housing projects that provide at least 20 percent of the units as affordable to lower-income households. As defined in Government Code Section 65583, "use by right" means that the housing project is not subject to discretionary review or approval, or environmental review under CEQA. Historically, the City has not had a ministerial permit process for such developments. This is, in part, because the City is located entirely within the California Coastal Zone and projects are required to ensure compliance with the California Coastal Act. City staff is reviewing the zoning updates of other coastal cities that have established, with certification by the CCC, a ministerial Coastal Development Permit process for qualifying projects.
- Development Standards: As part of the rezoning program, the City must also review, and potentially amend, standards as necessary to ensure that allowable densities can be achieved and that standards do not pose unreasonable constraints on the cost and supply of housing. This may include changes to minimum parking requirements and to the 30-foot height limit to facilitate three-story construction for multi-family development. Moreover, the development standards applied to the rezone sites would need to be "objective" (i.e., standards that involve no personal or subjective judgement by a public official) such that ministerial and streamlined permitting can be accomplished.

In addition to the above considerations for the rezoning effort, City staff must also ensure that the proposed zoning amendments comply with the statutes and guidelines of the California Environmental Quality Act (CEQA). Depending on the environmental effects that may result from the increased development potential, the CEQA review could be an extensive public process or it could be streamlined. The CEQA process, as well as the required compliance with the California Coastal Act (and recommended coordination with CCC staff), are primary factors in determining the next steps in the rezone effort under Program 1.

Recommended Approach

In the recently-adopted Housing Element, 21 sites (each site made up of one or more legal parcels) were identified as "Candidate Opportunity Sites" that may be suitable for rezoning to cover the RHNA shortfall. These candidate opportunity sites are described in Appendix B of the Housing Element (see Table B-6, Figures B-2a and B-2b[5], and in the site profiles Figure B-4[6]). A more concise summary is provided in Table 3 below.

[5] https://carpinteriaca.gov/wp-content/uploads/2024/01/Appendix-B-Final-Readopted-Version.pdf
[6] https://carpinteriaca.gov/wp-content/uploads/2024/01/Appendix-B-Site-Profiles-Final-Readopted-Version_Reduced.pdf

Table 3 – Summary of Candidate Opportunity Sites for Rezone

Site #/	Location	Site Size (ac)	Current General Plan	Current Zoning	Potential Units w/Rezone	Potential Lower-Income Units	Existing Use	Criteria Met	GPA Required[7]
1	Via Real	15.81	AG & OSR	A-10	316	316	Agriculture	1, 3, 5, 6	Yes
2	5800 Via Real	16.74	AG	A-10	242	242	Agriculture	1, 3, 5, 6	Yes
3	1000 Bega Way	9.68	RDI	M-RP	175	175	Industrial Research	2, 4, 5	
4	6250 Via Real	8.47	RDI	M-RP	166	166	Storage	1, 2, 4, 5	
6	Cindy Ln; Mark Av; Rose Ln	10.58	RDI	M-RP	210	210	Industrial Research	1, 2, 4	
7	Cindy Ln; Via Real	5.51	RDI	M-RP	110	110	Industrial Research	1, 2, 4	
8	Mark Av; Cindy Ln	10.02	RDI	M-RP	199	199	Industrial Research	1, 2, 4, 5	
9	Cindy Ln	4.49	RDI	M-RP	89	89	Vacant	1, 2, 5	
10	5320 Carpinteria Av	1.08	GC	CPD	21	21	Commercial	1, 2, 3, 4, 5	
11	5437 Carpinteria Av	1.98	GC	CPD	25	25	Apartments and partially vacant	1, 2, 3, 5	
12	Eugenia Pl	4.66	GC	CPD	92	92	Commercial	1, 2, 3	
13	Eugenia Pl	0.80	GC	CPD	16	16	Commercial Condos	1, 2, 3, 4	
14	Eugenia Pl	1.88	GC	CPD	35	19	Commercial Condos & Commercial	1, 2, 3, 4	
15	Carpinteria Av	2.45	GC	CPD	48	40	Commercial	1, 2, 3, 6	
16	Carpinteria Av	0.67	GC	CPD	9	0	Commercial & Residential	1, 2, 3	
18	Holly Av; Carpinteria Av	1.47	GC	CPD	28	22	Commercial & Residential	1, 2, 3, 5, 6	
19	6th St; Walnut St	3.29	GI & GC	M	65	65	Industrial & Commercial	1, 2, 3, 4, 5	Yes
20	Palm Av	0.77	GC	CPD	11	0	Commercial	1, 2, 3	
21	Carpinteria Av	6.31	RDI	M-RP	125	125	Industrial & Vacant	1, 2, 5, 6	

If the City still had ample time to implement Program 1, staff would recommend a wholistic approach to analyzing all of the sites in Table 3, such that there would be multiple public workshops, extensive inter-agency coordination, and programmatic CEQA analysis. However, since it is in the City's best interest to have a certified Housing Element as quickly as possible, staff recommends a two-phased approach to the implementation of Program 1.

Phase 1 would involve staff creating a subset of Candidate Opportunity Sites that, if rezoned, would cover the RHNA shortfall but would require minimal process time and, because the sites would likely result in less significant environmental impacts, may allow for a more streamlined environmental review process. For example, the selected sites would ideally have a General Plan land use designation that already allows for

[7] To date, City staff has conducted only a preliminary review of the listed Candidate Opportunity Sites to determine if zoning changes to accommodate high-density residential uses would also require concurrent General Plan Amendments (GPAs). As shown in Table 3, three sites appear to clearly require GPAs based on staff's preliminary review. Additional sites may also require GPAs as determined by the details of the proposed zoning changes.

increased residential use. Other considerations that staff may rely on in selecting sites for Phase 1 could include:

- Minimal environmental constraints
- Proximity to transit and services (e.g., grocery stores, schools, etc.)
- Property owner support

Once the subset is created, staff would draft the zoning amendments to support the increased residential use on those sites and bring the Phase 1 rezone package forward for a recommendation from the Planning Commission at a public hearing and for approval by the City Council at a public hearing. The approved rezones would then be submitted to both the HCD and CCC concurrently for review and certification. The CCC will review the Phase 1 rezone local coastal program amendment for certification or certification with modifications. Any modifications by the CCC would require acceptance by the City Council.

Phase 2 would involve incorporating the remaining Candidate Opportunity Sites that are not selected in Phase 1 into the ongoing Coastal Land Use Plan/General Plan (CLUP/GP) Update process for consideration. This approach would allow the City to take more time to evaluate the remaining sites with the help of additional public input and stakeholder engagement, programmatic CEQA analysis, and coordination with other agencies such as the CCC. At the conclusion of the process, the decision makers would decide whether all, some, or none of the remaining sites would be "up-zoned" with the approval of the CLUP/GP Update.

Rezoning some or all of the remaining Candidate Opportunity Sites in Phase 2 might become necessary to avoid future de-certification of the City's Housing Element under the "No Net Loss Law" (Gov. Code Sec. 65863). This law requires that the City maintain sufficient sites to accommodate any unmet RHNA throughout the eight-year planning period. For example, if one of the sites rezoned in Phase 1 is entitled/developed but does not provide the expected number of lower-income units, then the City may need to rezone additional area to demonstrate there are sufficient sites available to cover the remaining RHNA shortfall.

Another benefit to Phase 2 would be that any remaining Candidate Opportunity Sites that are not rezoned as part of the CLUP/GP Update could still be considered later (e.g., next housing cycle), or could be proposed for privately-initiated rezoning by an applicant, without having to start the CEQA and stakeholder outreach process from the beginning.

In conclusion, the Community Development Department, in coordination with the City Attorney's Office, is making every effort to stay in compliance with the current State housing laws and attain certification of the City's adopted Housing Element in a timely manner. To that end, this two-phased approach is likely the most expedient and cost-effective option while still allowing for stakeholder coordination and public input. Staff anticipates being able to present the first phase to the Planning Commission in early

September and to City Council shortly thereafter. The second phase would be developed concurrently but as part of the ongoing CLUP/GP Update process.

COMPLIANCE WITH CEQA

The future phases and completion of Program 1 are discretionary legislative actions subject to review under CEQA. However, this status report does not involve any action by the City or any commitment to a future action by the City, and therefore is not a project subject to CEQA. As stated in CEQA Guidelines Section 15378(b)(5), organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment do not constitute “projects” and thus are not subject to CEQA.

FINANCIAL CONSIDERATIONS

No additional funding requested at this time. Consultant services related to the preparation of the Housing Element Update were paid for with Measure X funds.

Community Development Department staff time and City Attorney time to prepare this report and proceed with proposed Phase 1, as described above, is included in the Adopted FY 2023-24 Budget. The Phase-2 effort would be folded into the ongoing CLUP/GP process, which is largely funded by grants from the CCC and HCD.

Should the Council direct staff to take a different approach on the rezones, additional funding (approximately $100,000) would need to be allocated for consultant services related to preparation of the required CEQA document (e.g., Environmental Impact Report) and/or necessary technical studies. This additional potential budget allocation has been anticipated for, and included within, CDD’s proposed FY 2024- 2025 budget.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

Program 1 (Adequate Sites to Accommodate Regional Housing Needs) must be completed in order to receive Housing Element certification from HCD. (See Attachment A.) If a compliant Housing Element is not certified: (1) the City may also have limited access to State funding, and (2) developers and advocates may have grounds to sue the City for not being compliant with State law.

The City Attorney’s Office assisted in the preparation of this Staff Report and will be available to answer questions at the meeting.

OPTIONS

1. Receive staff presentation and public testimony.
2. Receive staff presentation and public testimony, and provide alternate direction as appropriate.

PRINCIPAL PARTIES EXPECTED AT MEETING

Housing advocates, property owners, and other interested parties.

ATTACHMENTS

Attachment A. HCD Letter of Non-Compliance dated March 21, 2024

Report Prepared by: Mindy Fogg
(805) 755-4408, mindyf@carpinteriaca.gov

Signature

Reviewed by: Nick Bobroff, CDD Director
(805) 755-4407, nickb@carpinteriaca.gov

Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov

Signature

Attachment A.

Letter from the California Department of Housing and Community Development dated March 21, 20024

Carpinteria Housing Element Rezones Status Report
May 28, 2024 City Council Meeting

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
DIVISION OF HOUSING POLICY DEVELOPMENT
2020 W. El Camino Avenue, Suite 500
Sacramento, CA 95833
(916) 263-2911 / FAX (916) 263-7453
www.hcd.ca.gov

March 21, 2024

Michael Ramirez, City Manager
City of Carpinteria
5775 Carpinteria Avenue
Carpinteria, CA 93013

Dear Michael Ramirez:

RE: City of Carpinteria's 6th Cycle (2023-2031) Adopted Housing Element

Thank you for submitting the City of Carpinteria's (City) housing element adopted January 22, 2024 and received for review on January 23, 2024. Pursuant to Government Code section 65585, subdivision (h), the California Department of Housing and Community Development (HCD) is reporting the results of its review.

The adopted housing element meets most of the statutory requirements of State Housing Element Law (Gov. Code, § 65580 et seq). However, the housing element cannot be found in substantial compliance until the City has completed necessary rezones to address the shortfall of sites to accommodate the Regional Housing Needs Allocation (RHNA) pursuant to Assembly Bill 1398 (Chapter 358, Statutes of 2021).

Pursuant to AB 1398, a jurisdiction that failed to adopt a compliant housing element within one year from the statutory deadline cannot be found in compliance until rezones to accommodate a shortfall of sites pursuant to Government Code section 65583, subdivision (c), paragraph (1), subparagraph (A) and Government Code section 65583.2, subdivision (c) are completed. As this year has passed and Program 1 (Adequate Sites to Accommodate Regional Housing Needs) has not been completed, the housing element is out of compliance and will remain out of compliance until the rezoning have been completed. Once the City completes the rezone, a copy of the resolution or ordinance should be transmitted to HCD. HCD will review the documentation and issue correspondence identifying the updated status of the City's housing element compliance.

Additionally, the City must continue timely and effective implementation of all programs including but not limited to the following:

- Program 2 (Accessory Dwelling Units (ADU)): This program commits to, among other things, offer incentives such as fast-track processing and reduced processing fees when ADUs are voluntarily deed-restricted for low- or moderate-income persons, and monitor ADU production and affordability annually and take additional actions to improve certainty and objectivity by April of 2027.
- Program 7 (Density Bonus): This program commits to updating the City's density bonus regulations to bring them into compliance with state law by April of 2024.
- Program 8 (Facilitate Lot Consolidation or Subdivision): This program commits to, among other things, amending the City's zoning code and Local Coastal Program to implement SB 9 (2021) by December 2024, and approving five residential or mixed-use projects involving lot consolidations in the planning period through incentives that are to be established by December of 2024.
- Program 11 (Special Needs Housing): This program commits to a number of actions to address the housing needs of special needs populations in the City including, but not limited to, amending zoning regulations for emergency shelters consistent with AB 139 and AB 2399, adopting zoning regulations for low barrier navigation centers consistent with AB 101 (2019), amending zoning regulations to remove the conditional use permit (CUP) requirement for single-room occupancy units (SROs), amending zoning regulations to remove subjective reasonable accommodation findings for approval, and amending the Zoning Code as necessary to ensure that they are consistent with all applicable state law and fair housing requirements regarding residential care facilities of seven or more persons. All these actions are to be completed by April of 2024.
- Program 17 (Affirmatively Furthering Fair Housing(AFFH)): This program commits to a number of actions to combat discrimination and overcome patterns of segregation and foster inclusive communities free from barriers that restrict access to opportunity based on protected characteristics, including but not limited to, facilitating the construction of affordable housing near transit services, supporting and maintaining affordable rental housing programs, and preserving and rehabilitating existing housing stock.

The City must monitor and report on the results of this and other programs through the annual progress report, required pursuant to Government Code section 65400. Please be aware, Government Code section 65585(i) grants HCD authority to review any action or failure to act by a local government that it determines is inconsistent with an adopted housing element or housing element law. This includes failure to implement program actions included in the housing element. HCD may revoke housing element compliance if the local government's actions do not comply with state law.

For your information, some general plan element updates are triggered by housing element adoption. HCD reminds the City to consider timing provisions and welcomes the opportunity to provide assistance. For information, please see the Technical Advisories issued by the Governor's Office of Planning and Research at: https://www.opr.ca.gov/planning/general-plan/guidelines.html.

Several federal, state, and regional funding programs consider housing element compliance as an eligibility or ranking criteria. For example, the CalTrans Senate Bill (SB) 1 Sustainable Communities grant, the Affordable Housing and Sustainable Communities program, and HCD's Permanent Local Housing Allocation consider housing element compliance and/or annual reporting requirements pursuant to Government Code section 65400. With a compliant housing element, the City meets housing element requirements for these and other funding sources.

HCD appreciates the hard work and dedication of the City's housing element team throughout the course of the housing element review. We are committed to assisting the City in addressing all statutory requirements of State Housing Element Law. If you have any questions or need additional technical assistance, please contact Reid Miller, of our staff, at Reid.Miller@hcd.ca.gov.

Sincerely,

Melinda Coy
Proactive Housing Accountability Chief

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
MAY 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Resolution No. 6325, concerning the continuation of Street Lighting District No. 1 for Fiscal Year 2024-25.

STAFF RECOMMENDATION

Adopt Resolution No. 6325, concerning the continuation of Street Lighting District No. 1 for Fiscal Year 2024-25.

Sample Motion: I move to adopt Resolution No. 6325, as read by title only.

BACKGROUND/DISCUSSION

The Street Lighting District No. 1 (District) is legally an independent special district that is governed by the City of Carpinteria. In 1977, the District was established to finance street lighting costs and continues to date. Due to the fact that this District was formed before Proposition 13 and is a property taxing district, the District is entitled to a very small share (less than 1-percent) of the basic one percent property tax rate. Assessments are used for both operations and maintenance of the street lighting system. Once a sufficient balance is accumulated, the assessments are also used to finance capital projects such as new or replacement street lights.

On March 25, 2024, the City Council adopted Resolution No. 6296, ordering a report on the status and projections for the District for Fiscal Year 2024-25. On April 22, 2024, the City Council adopted Resolution Nos. 6308 and 6309, as provided in Attachment A, accepting the Report of the City Engineer and setting the matter for a public hearing on May 28, 2024.

The purpose of this agenda item is to open the public hearing; receive any testimony and/or protests concerning the continuation of the District; close the public hearing; and adopt Resolution No. 6325, as provided in Attachment B, concerning the continuation of the District for Fiscal Year 2024-25.

POLICY CONSISTENCY

The recommendation can be found consistent with policies of the City's General Plan and Local Coastal Plan, as described below:

Community Design Element Objective CD-8: *To encourage and facilitate pedestrian and bicycle pathways.*

FINANCIAL CONSIDERATIONS

The ending fund balance as of June 30, 2023, was $467,449. Revenues, expenditures and net transfers from/to other funds for Fiscal Year 2022-23 are projected to be $236,850, $206,150, and $0, respectively, leaving a fund balance at June 30, 2024, of $498,149.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

A notice of this hearing was published on May 16, 2024, in the Coastal View News, posted at City Hall, and mailed to the required mailing list of agencies and interested persons.

OPTIONS

1. Adopt Resolution No. 6326, concerning the continuation of the Street Lighting District No. 1 for Fiscal Year 2024-25. (Staff Recommendation).
2. The City Council could choose not to continue the Street Lighting District No. 1; however, the City cannot legally collect the assessments.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

ATTACHMENTS

Attachment A: Resolution Nos. 6308 and 6309
Attachment B: Resolution No. 6325

Staff contact:
Stephon Downes, Management Analyst
(805) 755-4446; stephond@carpinteriaca.gov

Signature

Reviewed by:
John L. Ilasin, Public Works Director
(805) 880-3402; johni@carpinteriaca.gov

Signature

Reviewed by:
Licette Maldonado, Administrative Services Director
(805) 755-4448; licettem@carpinteriaca.gov

Signature

Reviewed by:
Ryan Kintz, Assistant City Manager
(805) 755-4450; ryank@carpinteriaca.gov

Signature

Reviewed by:
Michael Ramirez, City Manager
(805) 755-4400; michealr@carpinteriaca.gov

Signature

ATTACHMENT A

Resolution Nos. 6308 and 6309

RESOLUTION NO. 6308

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA ACCEPTING AND ORDERING THE FILING OF THE REPORT OF THE CITY MANAGER OF SAID CITY FOR THE FURNISHING OF ELECTRIC CURRENT AND THE MAINTENANCE OF CERTAIN LIGHTING FIXTURES AND APPLIANCES IN THE CITY OF CARPINTERIA STREET LIGHTING DISTRICT NO. 1 (FY 2024-25)

WHEREAS, pursuant to the provisions of the "Street Lighting Act of 1919" of the State of California (Part 1 of Division 14, of the Streets and Highways Code of said State), as amended, the City Council of the City of Carpinteria did on March 25, 2024 adopt Resolution 6296 instructing the City Manager to make and file with the City Council a report in writing presenting certain matters relating to street lighting assessment districts for the furnishing of electric energy and the servicing and maintenance of all street lights in said City; and

WHEREAS, the City Manager of the City of Carpinteria has presented to the City Council a report in writing dated April 22, 2024, presenting certain matters relating to the furnishing of electric energy and the servicing and maintenance of all street lights in the City of Carpinteria Street Lighting District No. 1; and

WHEREAS, proceedings for the lighting, maintenance and servicing district are to be undertaken pursuant to the provisions of the "Street Lighting Act of 1919," Part 1 of Division 14, of the Streets and Highways Code, as amended, and particularly as contemplated under the provisions of said law; and

WHEREAS, this City Council has carefully examined and inspected the report of the City Manager, and is satisfied with each and all of the items set forth in said report;

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. That the report of the City Manager of the City of Carpinteria, dated April 22, 2024, is hereby accepted and is hereby ordered filed with the City Clerk of the City.

SECTION 2. That the City Clerk shall certify to the passage and adoption of this resolution and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council in the minutes of the meeting at which the same is passed and adopted.

PASSED, APPROVED AND ADOPTED on April 22, 2024 by the following vote:

AYES:	COUNCILMEMBER(S):	Lee, Nomura, Solorzano, Alarcon, Clark
NOES:	COUNCILMEMBER(S):	None
ABSENT:	COUNCILMEMBER(S):	None
ABSTAIN:	COUNCILMEMBER(S):	None

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on April 22, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

RESOLUTION NO. 6309

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA DECLARING ITS INTENTION TO CONTINUE FURNISHING ELECTRICAL ENERGY, SERVICING AND MAINTENANCE OF ALL STREET LIGHTS, APPLIANCES AND FIXTURES ON THE STREETS AND PUBLIC PLACES IN THE CITY OF CARPINTERIA, FOR THE PERIOD BEGINNING JULY 1, 2024 AND ENDING JUNE 30, 2025, AS PERMITTED BY THE STREET LIGHTING ACT OF 1919, FOR CARPINTERIA STREET LIGHTING DISTRICT NO. 1, AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS IN RELATION THERETO (FY 2024-25)

The City Council of the City of Carpinteria, California, does hereby resolve, declare, determine and order as follows:

SECTION 1. That the public interest and convenience require, and it is the intention of the City Council of the City of Carpinteria, to order the furnishing of electric energy, servicing and maintenance of all street lights, appliances and fixtures, on portions of public streets, places, avenues, courts, and drives within said City, all as shown on Diagram and Plan No. LP-1977-2002-E, on file in the office of the City Clerk to be maintained and electric current to be furnished for lighting said fixtures and appliances for the period beginning July 1, 2024, and ending June 30, 2025 (Street Lighting District No. 1) permitted by the Street Lighting Act of 1919, in accordance with the report of the City Manager dated April 22, 2024, on file in the office of the City Clerk, and which is hereby referred to and by this reference incorporated herein and made a part hereof. The period of time for the furnishing of electric current and maintenance for the fixtures and appliances on said streets (or rights-of-way stated above) shall be set forth in a "NOTICE OF IMPROVEMENT," which said notice the law requires to be both published and posted. All of the work and improvement shall be done in accordance with the plans and specifications referred to in the report of the City Manager dated April 22, 2024.

SECTION 2. That public interest and convenience further requires, and that it is the intention of the City Council, from time to time to add certain lighting fixtures, lamps and appliances and/or the replacement of certain existing street lighting fixtures, lamps and appliances on and along said public streets, places, avenues, courts and drives, as they become necessary, said cost to be included in the District costs.

SECTION 3. That the City Treasurer has established a special fund known as "Carpinteria Street Lighting District, No. 1 Fund"; said City Treasurer shall place in said special fund all moneys collected by the Tax Collector pursuant to the provision of Section 6 of this resolution as soon as said moneys have been transferred to said City Treasurer. Payments shall be made out of said special fund only for the purposes provided for in this

resolution. To expedite the making of this improvement, the City Council may transfer into said special fund, out of any money in the general fund, such sums as it may deem necessary, and the sums so transferred, shall be deemed a loan to such special fund, and shall be repaid out of the proceeds of the assessments provided for in this resolution.

SECTION 4. That said contemplated work of improvement, in the opinion of the City Council, is of more than local or ordinary benefit, and said Council hereby makes the expense of said work and improvement chargeable upon a district, which district said Council hereby declares to be the district benefited by said work and improvements, and to be assessed to pay the cost and expense thereof, which said District includes the entire City of Carpinteria as shown on Diagram and Plan No. LP-1977-2002-E (District No. 1) on file in the office of the City Clerk, on which Diagram and Plans the extent of said District is indicated, and the exterior boundaries thereof are described by a boundary line, (being the City Boundary Lines including annexations completed prior to June 30, 1992) and to which said Diagram and Plan reference is hereby made for a complete and detailed description of said district, excepting from said district any portion of any public street or alley that may be included therein. The said diagram on file shall govern for all details as to the extent of said District.

SECTION 5. Any lots or parcels of land known as public property, as the same is defined in Section 18014, Part 1, Division 14, Streets and Highways Code, as amended ("Street Lighting Act of 1919"), hereinafter referred to, which are included in the said District shall be exempt from the assessment to be made to cover and expenses of said contemplated improvement.

SECTION 6. That the improvements contemplated by the Resolution of Intention shall be done under the provisions of the "Street Lighting Act of 1919" (now Part 1 of Division 14 of the Streets and Highways Code of the State of California), as amended.

SECTION 7. That on May 28, 2024, at approximately 5:30 P.M., at City Council Chambers in City Hall, located at 5775 Carpinteria Avenue, is hereby appointed as the date and place for hearing protests in reference to said improvement and also in reference to those matters stated in Section 2, above.

SECTION 8. That the City Clerk is hereby authorized, designated and directed to give notice of said hearing in time, form and manner as required by law.

SECTION 9. That the Coastal View, a newspaper of general circulation, published in the County of Santa Barbara and circulated within the City of Carpinteria, is hereby designated as the newspaper in which such notice shall be published.

SECTION 10. That this resolution shall take effect immediately and the City Clerk shall certify to the passage and adoption of this resolution; shall enter the same among the original resolutions of the City Council of said City, and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

PASSED, APPROVED AND ADOPTED on April 22, 2024 by the following vote:

AYES:	COUNCILMEMBER(S):	Lee, Nomura, Solorzano, Alarcon, Clark
NOES:	COUNCILMEMBER(S):	None
ABSENT:	COUNCILMEMBER(S):	None
ABSTAIN:	COUNCILMEMBER(S):	None

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on April 22, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney of the City of Carpinteria

ATTACHMENT B

Resolution No. 6325

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RESOLUTION NO. 6325

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA CONFIRMING THE REPORT OF THE CITY MANAGER AND CITY ENGINEER, CONFIRMING THE PLANS, ESTIMATE, DIAGRAM AND ASSESSMENT CONTAINED IN THE REPORT; CONFIRMING THAT NO PROTESTS OR OBJECTIONS WERE FILED IN THE PROCEEDINGS UNDER RESOLUTION OF INTENTION NO. 6296 LEVYING THE AD VALOREM TAX FOR SERVICE NECESSARY AS SHOWN ON DIAGRAM AND PLAN NO. LP-1977-2002-G, FOR THE PERIOD BEGINNING JULY 1, 2024 AND ENDING JUNE 30, 2025; ORDERING THE CITY CLERK TO TRANSMIT DIAGRAM AND ASSESSMENT TO THE COUNTY TAX COLLECTOR; AND EMPOWERING TAX COLLECTOR TO MAKE COLLECTIONS (FY 2024-25) CARPINTERIA STREET LIGHTING ASSESSMENT DISTRICT NO. 1

WHEREAS, the City Manager of the City of Carpinteria heretofore filed with this City Council a report in writing dated April 22, 2024, presenting certain matters relating to the continuation of Street Lighting District No. 1, which report was approved by the City Council on April 22, 2024 by Resolution No. 6308; and

WHEREAS, by Resolution No. 6309, adopted April 22, 2024, this City Council declared its intention to order the furnishing of electric energy, servicing and maintenance of the street lights in the City of Carpinteria, under and pursuant to the provisions of the Street Lighting Act of 1919, Part 1 of Division 14 of the Streets and Highways Code of the State of California; and

WHEREAS, by said Resolution No. 6309, adopted April 22, 2024, this City Council designated Monday, May 28, 2024 at the hour of 5:30 P.M. in the City Hall Council Chambers, at 5775 Carpinteria Avenue, Carpinteria, California, as the time and place for the hearing of protests and objections in relation to said improvement and assessment, and notices of said hearing were duly posted and published, and affidavits of said posting and publication have been duly filed; and

WHEREAS, at the time and place fixed in Resolution No. 6309, a hearing was duly held by this City Council at which no protests or objections were presented, and this City Council gave all persons present an opportunity to be heard in respect of any matter relating to the work or assessment proposed in said Resolution of Intention; and

WHEREAS, this City Council has taken evidence relating to whether public convenience and necessity require said work or improvement and also evidence relating to said proposed work, the boundaries of the proposed assessment district and the

benefits to the property to be included in the proposed assessment district, and is fully informed in the premises.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. That no protests or objections having been filed, the said City Council does hereby approve, confirm and adopt the said Report of the City Manager and City Engineer and the plans, estimate, diagram and assessment contained in said Report and attached as Exhibit 1.

SECTION 2. That each and all documents, resolutions and instruments hereinbefore referred to in connection with the aforesaid proceedings are on file in the office of the City Clerk of the City of Carpinteria and are open to public inspection, and the same and each and all of them are expressly made a part hereof.

SECTION 3. That the City Council does hereby order the continued levying of the ad valorem tax for the furnishing of electric energy, servicing and maintenance of the street lights in the City of Carpinteria; does hereby fix and establish the period of time over which the proposed improvement shall extend as a period of one year, beginning July 1, 2024, and ending June 30, 2025, of said improvement upon the respective several subdivisions of land in the assessment district described and referred to in said Resolution of Intention; and does hereby levy for the fiscal year, July 1, 2024 to June 30, 2025, in the total amount permitted pursuant to Article XIII of the California State Constitution.

SECTION 4. That the City Clerk is hereby ordered to transmit, or cause to be transmitted, to the County Auditor of Santa Barbara County a certified copy of this Resolution and the said diagram and assessment upon which such levy is based; and the Santa Barbara County Tax Collector is hereby designated, requested, empowered, authorized, instructed and directed to make collection of all assessments as ordered by the City Council in said Assessment District, and to perform the acts and duties as are required by law of and to be performed by the officer, employee or person so designated. The City Clerk is hereby ordered to transmit, or cause to be transmitted, to the State Board of Equalization a certified copy of this Resolution.

PASSED, APPROVED AND ADOPTED on May 28, 2024 by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

Exhibit 1 to Resolution No. 6325

Carpinteria Street Lighting District No. 1
Report of the City Engineer Relative
To the Continuation of Carpinteria
Street Lighting District No. 1
Dated April 22, 2024

CITY OF CARPINTERIA
CARPINTERIA STREET LIGHTING DISTRICT NO. 1
REPORT OF THE CITY ENGINEER
RELATIVE TO THE CONTINUATION OF CARPINTERIA STREET LIGHTING DISTRICT NO. 1

April 22, 2024

1. INTRODUCTION

This report is prepared pursuant to Resolution No. 6296 as adopted by the City Council on March 25, 2024. The objective of the report is to describe the status of the District, which provides street lighting for the City and to provide projections for Fiscal Year 2024-25.

2. BACKGROUND

The City assumed responsibility for funding street lighting within the City on July 1, 1977, in conjunction with the detachment of the City from County Service Area No. 11, the funding vehicle for street lighting prior to July 1, 1977. The City ultimately established two special districts to provide funding for street lighting; both are governed by the City Council and both cover the entire City. The second district, Street Lighting District No. 2, was suspended in 1985.

Street Lighting District No. 1 was formed by the City Council on November 22, 1976, for a period of five (5) years starting July 1, 1977 and has been continued each year thereafter in one-year increments. The Street Lighting Act of 1919 was the legal basis for this action. The District was formed to establish a way of financing street lights through the collection of the ad valorem (property) tax. The initial tax rate was about 15 cents per $100.00 of assessed valuation and the second year was 12.95 cents per $100.00. With the adoption of Proposition 13, a limit was placed on the overall tax rate as well as a reduction of the total tax base. Since the passage of Proposition 13, the district's share of the property tax has been about 1.8% of all property tax or a tax rate equivalent to about 1.8 cents per $100.00 of assessed valuation.

On April 9, 2018, City Council adoption of Resolution Nos. 5787 and 5788, concerning a property tax transfer agreement between the City of Carpinteria and Carpinteria Street Lighting District No. 1. These actions resulted to a portion of the fund balance and annual property tax revenue of the District to be transferred to the City of Carpinteria.

Most of the Street lighting in Carpinteria is owned and operated by Southern California Edison Company. The City has a contract with Edison to provide street lighting based on a monthly flat rate as set by the California Public Utilities Commission. The same rate is charged year-round. As owner of the lights, Edison has the responsibility for

maintenance and operations. As the customer, the City determines number, location, and type of lights and pays the bill.

With respect to other public lighting provided by the District, included are lights on the Franklin Creek and Carpinteria Creek Bikeways, Civic Center parking lights, and parking lot lights in Parking Lot Nos. 1, 2 and 3, lights on Linden Avenue between Carpinteria Avenue and the beach and street-end parking lot lights at Elm, Holly and Ash Avenues. All of these lights are City-owned and charges are based on meter readings. In addition to electrical power, funding from this district pays for both the maintenance and operations costs of the city-owned portion of the lighting system.

3. ANNEXATIONS

There were no annexations to either the City or the District during the past fiscal year.

4. STREET LIGHTING DISTRICT NO. 1

The attached Exhibit 1 is a map of the City and District. The District boundaries are coterminous with the City boundaries with the exception of that portion located off-shore.

5. STREET LIGHT INVENTORY

Please refer to the attached Exhibit 2 for a listing of projected street lights by size and cost.

6. FINANCIAL DATA AND PROPOSED FY 2024-25 BUDGET

Exhibit 3 is a Statement of Fund Transactions and Financial Condition for the past three years, current year and next year.

The District also has its own Appropriations Limit pursuant to Proposition 4.

7. RECOMMENDATION

It is recommended that the City Council adopt Resolution Nos. 6308 and 6309, thereby acting to accept and file the mandatory annual report and set the matter of the continuation of Street Lighting District No. 1 for Fiscal Year 2024-25 for public hearing at the regular City Council meeting of May 28, 2024.

By:

John L. Ilasin, P.E.
Public Work Director/City Engineer
City of Carpinteria

Exhibit 1
Map of the District Boundaries

City of Carpinteria
Street Lighting District No. 1
While reasonable efforts have been made to create
an accurate map, the City cannot ensure its accuracy.

Exhibit 2
Street Lighting Inventory

CITY OF CARPINTERIA

STREET LIGHTING DISTRICT NUMBER 1

STREET LIGHTING INVENTORY

LOCATION	NUMBER	WATTS	TYPE
CARPINTERIA AVE.	62	23	LED
CARPINTERIA AVE.	4	35	LED
DOWNTOWN "T"	8	23	LED
LINDEN AVE.	69	23	LED
LINDEN AVE.	10	100	HID METAL HALIDE
LINDEN AVE.	1	24	LED
LINDEN BEACH	6	23	LED
ELM AVE.	4	70	HIGH PRESSURE SODIUM VAPOR
HOLLY AVE.	4	70	HIGH PRESSURE SODIUM VAPOR
ASH AVE.	4	70	HIGH PRESSURE SODIUM VAPOR
WULLBRANDT WAY	3	23	LED
PARKING LOT #1	5	100	LED
PARKING LOT #2	11	36	HIGH PRESSURE SODIUM VAPOR OR LED
PARKING LOT #3	12	23	LED 23 WATT
TRAIN STATION	28	23	LED
FRANKLIN CREEK BIKEWAY	8	26	CFL
CARPINTERIA CREEK BIKEWAY	3	25	LED
TRAFFIC LIGHTS/SIGNALS	17		
SEAL FOUNTAIN	16	3	LEDs
FIFTH STREET	5	23	LED
NINTH STREET BRIDGE	2	26	LED
CASITAS PASS BRIDGE	6	100	HID METAL HALIDE

Exhibit 3
State of Fund Transactions and Financial Condition

STREET LIGHTING DISTRICT NUMBER 1
STATEMENT OF FUND TRANSACTIONS AND FINANCIAL CONDITION

FUND 29
STREET LIGHTING FUND

	ACTUAL 2019-20	ACTUAL 2020-21	ACTUAL 2021-22	ACTUAL 2022-23	BUDGET 2023-24
A. SUMMARY OF FUND TRANSACTIONS:					
Fund Balance; July 1	$ 205,098	$ 256,170	$ 334,264	$ 395,746	$ 467,449
Fiscal Year Revenues	205,557	203,668	211,969	242,772	236,850
Fiscal Year Expenditures	154,486	125,574	150,487	171,069	206,150
Fund Balance; June 30	256,170	334,264	395,746	467,449	498,149
Revenue Over/(Under) Expense	$ 51,072	$ 78,094	$ 61,482	$ 71,703	$ 30,700
B. BALANCE SHEET, JUNE 30					
ASSETS:					
Cash in Savings	$ 263,843	$ 341,937	$ 403,419	$ 477,429	$ 508,129
Time Deposits	-	-	-	-	-
Accounts Receivable	-	-	-	1,774	-
Total Assets	263,843	341,937	403,419	479,203	508,129
LIABILITIES AND FUND BALANCE:					
Accounts Payable	-	-	-	11,754	-
Fund Balance	263,843	341,937	403,419	467,449	508,129
Total Liabilities & Fund Balance	$ 263,843	$ 341,937	$ 403,419	$ 479,203	$ 508,129
C. FISCAL YEAR REVENUE DETAIL:					
Use of Money & Property	$ 11,552	$ 639	$ (6,805)	$ 7,803	$ 8,400
District #1-Property Taxes, Secured	181,368	195,264	201,466	214,373	215,000
District #1-Property Taxes, Unsecured	6,698	2,905	7,097	7,343	7,600
District #1-Supplemental Roll	4,324	3,692	5,574	9,096	4,200
District #1-Homeowners Reimbursement	827	820	813	792	850
Prior Years and Penalties	789	348	1,223	866	800
Special District Assistance	-	-	-	-	-
Transfers from Other Funds	-	-	-	-	-
Transfers In			2,600	2,500	-
Total Revenues	$ 205,557	$ 203,668	$ 211,969	$ 242,772	$ 236,850
D. FISCAL YEAR EXPENDITURE DETAIL:					
Traffic Signals	$ -	$ -	$ -	$ -	$ -
Public Right of Way Expenses	30,617	21,842	-	-	-
Street Lighting (Utilities)	96,679	102,222	109,894	120,770	144,000
Supplies & Materials	7,913	1,510	-	3,301	3,000
Other Operating	-		7,561	-	-
Personnel Services			33,032	46,999	59,150
Professional Services			-	-	-
Total Operating Expense	135,209	125,574	150,487	171,069	206,150
Transfers Out	19,277	-	-	-	-
Transfers Out Pension Trust					
Transfers Out General Fund Capital					
Total Transfers	19,277	-	-	-	-
Street Lights	-	-	-	-	-
Total Capital Outlay Expense	-	-	-	-	-
Total Expenditures	$ 154,486	$ 125,574	$ 150,487	$ 171,069	$ 206,150

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
MAY 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Resolution No. 6326, concerning the continuation of Lighting, Landscaping and Right-of-Way Improvement District No. 3 for Fiscal Year 2024-25.

STAFF RECOMMENDATION

Adopt Resolution No. 6326, concerning the continuation of Lighting, Landscaping and Right-of-Way Improvement District No. 3 for Fiscal Year 2024-25.

Sample Motion: I move to adopt Resolution No. 6326, as read by title only.

BACKGROUND/DISCUSSION

The Lighting, Landscaping and Right-of-Way Improvement District No. 3 (District) was formed in 1985. The District provides for funding of the maintenance of rights-of-way including curbs, gutters, sidewalks, and trees. The District may also make assessments for street lighting, but such assessments are not made since the overlapping Street Lighting District No.1 provides for funding that is sufficient to meet current street lighting needs.

On March 25, 2024, the City Council adopted Resolution No. 6297, ordering a report on the status and projections for the District for Fiscal Year 2024-25. On April 22, 2024, the City Council adopted Resolution Nos. 6310 and 6311, as provided in Attachment A, accepting the Report of the City Engineer and setting the matter for a public hearing on May 28, 2024.

The District's income stream is primarily derived from a fixed dollar assessment on the properties, as provided in Attachment B, while a majority of the District's expenses are subject to inflationary pressures. The District is currently operating in a funding deficit. In 1991, assessment revenues covered approximately 71-percent of District expenses. Currently, assessment revenues cover approximately 66-percent. Ongoing maintenance costs that are associated with the District will continue to exceed District revenues. The General Fund currently subsidizes this deficit.

The purpose of this agenda item is to open the public hearing; receive any testimony and/or protests concerning the continuation of the District; close the public hearing; and adopt Resolution No. 6326, as shown as Attachment C, concerning the continuation of the District for Fiscal Year 2024-25.

POLICY CONSISTENCY

The recommendation can be found consistent with policies of the City's General Plan and Local Coastal Plan, as described below.

Community Design Element Objective CD-8: *To encourage and facilitate pedestrian and bicycle pathways.*

FINANCIAL CONSIDERATIONS

The beginning fund balance of Fiscal Year 2023-24 was $0. The ending fund balances for fiscal years 2022-23 and 2023-24 are projected to be $0, respectively. The subsidy of funding the District's funding deficit is estimated to be $184,050 for Fiscal Year 2024-25.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

A notice of this hearing was published on May 16, 2024, in the Coastal View News, posted at City Hall, and mailed to the required mailing list of agencies and interested persons.

OPTIONS

1. Adopt Resolution No. 6326, concerning the continuation of the Lighting, Landscaping and Right-of-Way Improvement District No. 3 for Fiscal Year 2024-25. (Staff Recommendation).
2. The City Council could choose not to continue the Lighting, Landscaping and Right-of-Way Improvement District No. 3; however, the City cannot legally collect the assessments.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

ATTACHMENTS

Attachment A: Resolution Nos. 6310 and 6311
Attachment B: Assessment Roll
Attachment C: Resolution No. 6326

Staff contact:
Stephon Downes, Management Analyst
(805) 755-4446; stephond@carpinteriaca.gov

Signature

Reviewed by:
John L. Ilasin, Public Works Director
(805) 880-3402; johni@carpinteriaca.gov

Signature

Reviewed by:
Licette Maldonado, Administrative Services Director
(805) 755-4448; licettem@carpinteriaca.gov

Signature

Reviewed by:
Ryan Kintz, Assistant City Manager
(805) 755-4450; ryank@carpinteriaca.gov

Signature

Reviewed by:
Michael Ramirez, City Manager
(805) 755-4400; michealr@carpinteriaca.gov

Signature

ATTACHMENT A

Resolution Nos. 6310 and 6311

RESOLUTION NO. 6310

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA ACCEPTING AND ORDERING THE FILING OF THE REPORT OF THE CITY ENGINEER, LIGHTING, LANDSCAPING AND RIGHT OF WAY IMPROVEMENT DISTRICT NO. 3 (FY 2024-25)

WHEREAS, the City Council of the City of Carpinteria, California, Resolution No. 6297, adopted March 25, 2024, pursuant to the provisions of the California Landscaping and Lighting Act of 1972 (Section 22500 et seq. of the Streets and Highways Code), required the City Engineer to make and file with the City Clerk a report in writing, presenting certain matters to order certain street lighting fixtures and appurtenances to be installed, electrical energy and maintenance to be furnished for street lights; and to maintain landscaping, which includes the maintenance of street trees; replacing of same and appurtenances and appurtenant work relating to the above said landscaping including street tree maintenance; the installation and maintenance of irrigation systems necessary for the above; street sweeping; maintenance of designated parkways, landscaped areas, and curbs, gutters, and sidewalks, as contemplated under the provisions of the Landscaping and Lighting Act of 1972; and

WHEREAS, on April 22, 2024, the City Engineer made and filed in the office of the City Clerk the report, which is responsive to the requirements of said resolution and as contemplated under the provisions of the Landscaping and Lighting Act of 1972; and

WHEREAS, The Public Works Director has presented the said report to the City Council, and the City Council has proceeded to carefully examine, inspect, and consider said report and is satisfied with said report and with each and all of the items therein set forth.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. That the report of the City Engineer of the City of Carpinteria, California, dated April 22, 2024, prepared and filed in the Office of the City Clerk pursuant to the requirements of the provisions of Resolution No. 6297 and in conformity with the provisions of the State Landscaping and Lighting Act of 1972 (Part 2 of Division 15 of the Streets and Highways Code) is hereby approved as so prepared, presented and filed.

SECTION 2. That the City Clerk shall certify to the passage and adoption of this resolution; shall cause the same to be entered among the original resolutions of the City Council, and shall make a minute of the passage and adoption thereof in the records of the passage and adoption thereof in the records of the proceedings of the City Council in the minutes of the meeting at which the same is passed and adopted.

PASSED, APPROVED AND ADOPTED on April 22, 2024, by the following vote:

AYES:	COUNCILMEMBER(S):	Lee, Nomura, Solorzano, Alarcon, Clark
NOES:	COUNCILMEMBER(S):	None
ABSENT:	COUNCILMEMBER(S):	None
ABSTAIN:	COUNCILMEMBER(S):	None

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on April 22, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

RESOLUTION NO. 6311

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA DECLARING ITS INTENTION TO LEVY ASSESSMENTS WITHIN LIGHTING, LANDSCAPING AND RIGHT-OF-WAY IMPROVEMENT DISTRICT NO. 3 FOR THE 2024/2025 FISCAL YEAR AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS IN RELATION THERETO

WHEREAS, the Lighting, Landscaping and Right-of-Way Improvement District No. 3 ("District") was established in 1985 by the City Council pursuant to the Landscaping and Lighting Act of 1972 (Streets and Highways Code Section 22500 et seq.) to fund the cost of maintaining and servicing improvements in the right of ways within the boundaries of the District; and

WHEREAS, the City Council has continuously since levied an annual assessment on the lots and parcels of the District in an amount equal to and proportional to the benefits received by such lots and parcels for said maintenance and servicing; and

WHEREAS, the assessment is made in the public interest to ensure street safety.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. It is the intention of the City Council to order the continuation of the assessment district known as the Lighting, Landscaping and Right-of-Way Improvement District No. 3 for the fiscal year beginning July 1, 2024 and ending June 30, 2025.

SECTION 2. Continuation of said District shall entail the levy and collection of assessments pursuant to the Landscaping and Lighting Act of 1972, whereby certain street lighting fixtures and appurtenances be installed, electrical energy and maintenance be furnished for street lights; and maintenance of landscaping, which includes street trees; replacing of the same and appurtenances and appurtenant work relating to the above said landscaping and tree maintenance; the installation and maintenance of irrigation systems necessary for the above; street sweeping; maintenance of designated parkways, landscaped areas, curbs, gutters, and sidewalks, as shown on Diagram for the Lighting, Landscaping and Right of Way Improvement District No. 3.

SECTION 3. The District boundary is coterminous with the City boundary with the exception of that portion located off-shore. Public properties shall be omitted and are not assessed by the District.

SECTION 4. The City Council has approved the Engineer's Report on the annual assessment for fiscal year 2024/2025, copies of which are on file with the City Clerk's Office. Reference to the Report may be made for a full and detailed description of the

improvements, the boundaries of the assessment district and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the district.

SECTION 5. The City Council finds that the assessments to be levied against each lot and parcel within the District are less than or equal to the assessments levied in fiscal year 2022/2023.

SECTION 6. That on May 28, 2024, at approximately 5:30 P.M., at City Council Chambers in City Hall, located at 5775 Carpinteria Avenue, is hereby appointed as the date and place for hearing protests in reference to said improvement.

SECTION 7. That the City Clerk is hereby authorized, designated and directed to give notice of said hearing in time, form and manner as required by law.

SECTION 9. That this resolution shall take effect immediately on adoption.

PASSED, APPROVED AND ADOPTED on April 22, 2024 by the following vote:

AYES:	COUNCILMEMBER(S):	Lee, Nomura, Solorzano, Alarcon, Clark
NOES:	COUNCILMEMBER(S):	None
ABSENT:	COUNCILMEMBER(S):	None
ABSTAIN:	COUNCILMEMBER(S):	None

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on April 22, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber Schreck, LLP acting as City Attorney of the City of Carpinteria

ATTACHMENT B

Assessment Roll

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Assessor Parcel Number	FY23/24 Assessment				
001-060-017	26.00	003-242-017	40.50	003-830-030	33.50
001-060-050	26.00	003-242-018	40.50	003-830-031	33.50
001-070-003	119.00	003-242-019	40.50	003-830-032	33.50
001-070-008	154.50	003-242-020	40.50	003-830-033	33.50
001-070-009	199.00	003-242-021	35.00	003-830-034	33.50
001-070-026	1,930.50	003-242-022	40.50	003-830-035	33.50
001-070-029	26.00	003-242-023	35.00	003-830-036	33.50
001-070-031	35.00	003-242-026	24.50	003-840-013	33.50
001-070-039	291.00	003-242-032	335.00	003-840-014	33.50
001-070-040	67.50	003-242-033	76.00	003-840-015	33.50
001-070-049	106.00	003-242-035	49.00	003-840-016	33.50
001-070-052	1,112.00	003-243-003	40.50	003-840-017	33.50
001-070-057	897.50	003-243-004	35.00	003-840-018	33.50
001-070-058	110.50	003-243-005	40.50	003-850-013	35.00
001-070-059	159.00	003-243-006	40.50	003-850-014	24.50
001-070-060	117.50	003-243-007	40.50	003-850-015	24.50
001-070-062	36.00	003-243-008	35.00	003-860-001	36.00
001-070-063	399.00	003-243-018	40.50	003-860-002	8.00
001-070-065	46.50	003-243-020	40.50	003-860-003	36.00
001-070-066	92.50	003-243-022	35.00	003-860-004	3.50
001-070-067	172.50	003-243-026	40.50	003-860-005	79.00
001-170-002	49.50	003-243-028	35.00	003-860-006	32.00
001-170-005	88.00	003-243-029	35.00	003-860-007	32.00
001-170-013	35.00	003-243-030	35.00	003-860-008	79.00
001-170-019	92.50	003-243-031	35.00	003-870-001	43.50
001-180-006	35.00	003-251-002	61.50	003-870-002	43.50
001-180-028	94.00	003-251-003	208.00	003-870-003	36.00
001-180-032	94.00	003-251-004	40.50	003-870-004	36.00
001-180-040	80.50	003-251-005	40.50	003-870-005	43.50
001-180-041	67.50	003-251-006	61.50	003-870-006	12.50
001-180-051	1,700.00	003-251-007	35.00	003-870-007	43.50
001-180-064	67.50	003-251-012	35.00	003-870-009	43.50
001-180-065	67.50	003-251-017	63.00	003-870-010	43.50
001-180-066	85.00	003-251-021	311.50	003-890-001	33.50
001-180-067	82.00	003-252-003	40.50	003-890-002	33.50
001-180-068	196.00	003-252-004	40.50	003-890-003	33.50
001-180-069	196.00	003-252-005	40.50	003-890-004	33.50
001-180-070	94.00	003-252-006	40.50	003-890-005	33.50
001-190-023	80.50	003-252-007	40.50	003-890-006	33.50
001-190-025	138.50	003-252-008	35.00	003-890-007	33.50
001-190-038	350.00	003-252-011	280.50	003-890-008	33.50
001-190-050	97.00	003-252-017	35.00	003-890-009	33.50
001-190-051	69.00	003-252-019	440.50	003-890-010	33.50
001-190-053	97.00	003-252-020	440.50	003-890-011	33.50
001-190-054	79.00	003-252-021	40.50	003-890-012	33.50
001-190-055	79.00	003-252-022	40.50	003-890-013	33.50
001-190-056	79.00	003-253-001	144.50	003-890-014	33.50
001-190-057	79.00	003-253-002	92.50	003-890-015	33.50
001-190-058	150.00	003-253-003	311.50	003-890-016	33.50
001-190-059	166.50	003-253-004	501.00	003-890-017	33.50
001-190-060	79.00	003-253-005	40.50	003-890-018	33.50
001-190-061	79.00	003-253-006	40.50	003-890-019	33.50
001-190-062	79.00	003-253-007	40.50	003-890-020	33.50

001-190-063	79.00	003-253-008	249.50	003-890-021	33.50
001-190-064	95.50	003-254-003	40.50	003-890-022	33.50
001-190-068	187.00	003-254-004	40.50	003-890-023	33.50
001-190-073	63.00	003-254-005	35.00	003-890-024	33.50
001-190-084	169.50	003-254-006	40.50	003-890-025	33.50
001-190-085	144.50	003-254-007	40.50	003-890-026	33.50
001-190-086	169.50	003-254-008	40.50	003-890-027	33.50
001-190-091	150.00	003-254-009	40.50	003-890-028	33.50
001-190-092	67.50	003-254-010	40.50	003-890-029	33.50
001-190-093	132.50	003-254-011	40.50	003-890-030	33.50
001-190-097	107.50	003-254-012	35.00	003-890-031	33.50
001-190-099	390.01	003-254-013	35.00	003-890-032	33.50
001-190-100	390.01	003-254-014	40.50	003-890-033	33.50
001-190-101	390.01	003-254-015	40.50	003-890-034	33.50
001-210-013	12.50	003-254-016	35.00	003-890-035	33.50
001-210-016	20.00	003-254-017	35.00	003-890-036	33.50
001-210-023	20.00	003-261-003	61.50	003-890-037	33.50
001-210-025	49.50	003-261-004	32.00	003-890-038	33.50
001-210-026	12.50	003-261-005	61.50	003-890-039	33.50
001-241-001	126.50	003-261-006	32.00	003-890-040	33.50
001-241-002	126.50	003-261-007	209.50	003-890-041	33.50
001-241-003	126.50	003-261-009	217.00	003-890-042	33.50
001-241-004	126.50	003-261-010	125.00	003-890-043	33.50
001-241-005	126.50	003-262-001	125.00	003-890-044	33.50
001-241-006	126.50	003-262-004	61.50	003-890-045	33.50
001-241-007	126.50	003-262-005	76.00	003-890-046	33.50
001-241-008	126.50	003-262-006	35.00	003-890-047	33.50
001-242-001	126.50	003-262-009	32.00	003-890-048	33.50
001-242-002	126.50	003-262-010	61.50	003-890-049	33.50
001-242-003	126.50	003-262-012	35.00	003-890-050	33.50
001-242-004	126.50	003-262-013	40.50	003-890-051	33.50
001-242-005	126.50	003-262-014	35.00	003-890-052	33.50
001-242-006	126.50	003-262-017	40.50	003-890-053	33.50
001-242-007	126.50	003-262-018	55.50	003-890-054	33.50
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001-271-017	85.00	003-303-015	40.50	004-004-022	35.00
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001-292-020	85.00	003-321-006	40.50	004-006-078	40.50
001-292-021	85.00	003-321-007	35.00	004-006-079	40.50
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001-300-035	85.00	003-333-013	26.00	004-008-003	40.50
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001-300-037	85.00	003-333-015	26.00	004-008-005	40.50
001-300-038	85.00	003-333-018	26.00	004-008-006	40.50
001-300-039	85.00	003-333-020	40.50	004-008-007	40.50
001-300-040	35.00	003-333-021	26.00	004-008-008	40.50
001-300-041	26.00	003-333-022	26.00	004-008-009	40.50
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001-322-013	33.50	003-440-030	40.50	004-012-024	11.67
001-322-014	33.50	003-440-031	35.00	004-012-030	23.33
001-322-015	33.50	003-440-032	40.50	004-012-031	23.33
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001-322-017	33.50	003-440-034	40.50	004-013-014	69.00
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001-323-008	33.50	003-463-011	35.00	004-014-005	22.49
001-323-009	33.50	003-463-020	440.50	004-014-006	22.49
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001-323-013	33.50	003-463-026	35.00	004-014-010	22.49
001-323-014	33.50	003-463-027	35.00	004-014-011	22.49
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001-323-016	33.50	003-470-010	40.50	004-014-013	22.49
001-323-017	33.50	003-470-011	35.00	004-014-014	22.49
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001-400-039	40.50	003-600-033	40.50	004-027-013	85.00
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001-400-041	40.50	003-600-035	40.50	004-027-015	85.00
001-400-042	40.50	003-600-036	40.50	004-027-016	85.00
001-400-043	85.00	003-600-037	40.50	004-027-017	85.00
001-400-044	85.00	003-600-038	40.50	004-027-018	85.00
001-400-045	85.00	003-600-039	40.50	004-027-019	85.00
001-400-046	40.50	003-600-040	40.50	004-027-020	85.00

001-400-047	40.50	003-600-041	40.50	004-027-021	85.00
001-400-048	40.50	003-600-042	40.50	004-027-022	85.00
001-400-049	40.50	003-600-043	40.50	004-027-023	85.00
001-400-050	40.50	003-600-044	40.50	004-027-024	85.00
001-400-051	40.50	003-600-045	40.50	004-027-025	85.00
001-400-052	40.50	003-600-046	40.50	004-027-026	85.00
001-400-053	40.50	003-600-047	40.50	004-027-027	85.00
001-400-054	40.50	003-600-048	40.50	004-027-028	85.00
001-400-055	40.50	003-600-049	40.50	004-027-029	85.00
001-400-056	40.50	003-600-050	40.50	004-027-030	85.00
001-400-057	40.50	003-610-001	33.50	004-027-031	85.00
001-400-058	40.50	003-610-002	33.50	004-027-032	85.00
001-400-059	40.50	003-610-003	33.50	004-027-033	85.00
001-400-060	40.50	003-610-004	33.50	004-027-034	85.00
001-400-061	40.50	003-610-005	33.50	004-027-035	85.00
001-400-062	40.50	003-610-006	33.50	004-027-036	85.00
001-400-063	40.50	003-610-007	33.50	004-027-037	85.00
001-400-064	40.50	003-610-008	33.50	004-027-038	85.00
001-400-065	40.50	003-610-009	33.50	004-027-039	85.00
001-400-066	40.50	003-610-010	33.50	004-027-040	85.00
001-400-067	40.50	003-610-011	33.50	004-027-041	85.00
001-400-068	40.50	003-610-012	33.50	004-027-042	85.00
001-400-069	40.50	003-610-013	33.50	004-027-043	85.00
001-400-070	40.50	003-610-014	33.50	004-027-044	85.00
001-400-071	40.50	003-610-015	33.50	004-027-045	85.00
001-400-072	40.50	003-610-016	33.50	004-027-046	85.00
001-400-073	40.50	003-610-017	33.50	004-027-047	85.00
001-400-074	40.50	003-610-018	33.50	004-027-048	85.00
001-400-075	40.50	003-610-019	33.50	004-027-049	85.00
001-400-076	40.50	003-610-020	33.50	004-027-050	85.00
001-400-077	40.50	003-620-001	33.50	004-027-051	85.00
001-410-001	33.50	003-620-002	33.50	004-027-052	85.00
001-410-002	33.50	003-620-003	33.50	004-027-053	85.00
001-410-003	33.50	003-620-004	33.50	004-027-054	85.00
001-410-004	33.50	003-620-005	33.50	004-027-055	85.00
001-410-005	33.50	003-620-006	33.50	004-027-056	85.00
001-410-006	33.50	003-620-007	33.50	004-027-057	85.00
001-410-007	33.50	003-620-008	33.50	004-027-058	85.00
001-410-008	33.50	003-620-009	33.50	004-027-059	85.00
001-410-009	33.50	003-620-010	33.50	004-027-060	85.00
001-410-010	33.50	003-620-011	33.50	004-027-061	85.00
001-410-011	33.50	003-620-012	33.50	004-027-062	85.00
001-410-012	33.50	003-620-013	33.50	004-027-064	85.00
001-410-013	33.50	003-620-014	33.50	004-027-065	85.00
001-410-014	33.50	003-620-015	33.50	004-027-066	85.00
001-410-015	33.50	003-620-016	33.50	004-027-067	85.00
001-410-016	33.50	003-620-017	33.50	004-027-068	85.00
001-410-017	33.50	003-620-018	33.50	004-027-069	85.00
001-410-018	33.50	003-620-019	33.50	004-027-070	85.00
001-410-019	33.50	003-620-020	33.50	004-027-071	85.00
001-410-020	33.50	003-620-021	33.50	004-027-072	85.00
001-410-021	33.50	003-620-022	33.50	004-027-073	85.00
001-410-022	33.50	003-620-023	33.50	004-027-074	85.00
001-410-023	33.50	003-620-024	33.50	004-027-075	85.00
001-410-024	33.50	003-620-025	33.50	004-027-076	85.00

001-410-025	33.50	003-620-026	33.50	004-027-077	85.00
001-410-026	33.50	003-620-027	33.50	004-027-078	85.00
001-420-001	27.50	003-620-028	33.50	004-027-079	85.00
001-420-002	27.50	003-620-029	33.50	004-031-017	150.00
001-420-003	27.50	003-620-030	33.50	004-031-018	178.50
001-420-004	27.50	003-620-031	33.50	004-036-002	40.50
001-420-005	27.50	003-620-032	33.50	004-036-004	35.00
001-420-006	27.50	003-620-033	33.50	004-036-005	71.03
001-420-007	27.50	003-620-034	33.50	004-036-006	85.00
001-420-008	27.50	003-620-035	33.50	004-036-008	85.00
001-420-009	27.50	003-620-036	33.50	004-036-009	40.50
001-420-010	27.50	003-620-037	33.50	004-036-010	35.00
001-420-011	27.50	003-620-038	33.50	004-036-011	32.00
001-420-012	27.50	003-620-039	33.50	004-036-012	89.50
001-420-013	27.50	003-620-040	33.50	004-036-013	39.00
001-420-014	27.50	003-640-001	33.50	004-036-014	39.00
001-430-002	67.50	003-640-002	33.50	004-036-015	92.50
001-430-003	67.50	003-640-003	33.50	004-036-016	40.50
001-430-004	67.50	003-640-004	33.50	004-036-017	76.00
001-430-005	67.50	003-640-005	33.50	004-036-018	35.00
001-430-006	67.50	003-640-006	33.50	004-036-021	35.00
001-430-008	67.50	003-640-007	33.50	004-036-022	35.00
001-430-012	67.50	003-640-008	33.50	004-036-023	1,049.00
001-470-002	19.26	003-640-009	33.50	004-036-024	150.00
001-470-003	19.26	003-640-010	33.50	004-039-002	117.50
001-470-004	19.26	003-640-011	33.50	004-039-007	187.00
001-470-005	19.26	003-640-012	33.50	004-039-009	54.00
001-470-006	19.26	003-640-013	33.50	004-039-010	73.50
001-470-007	19.26	003-640-014	33.50	004-041-002	40.50
001-470-008	19.26	003-640-015	33.50	004-041-003	40.50
001-470-009	19.26	003-640-016	33.50	004-041-004	35.00
001-470-010	19.26	003-640-017	33.50	004-041-007	73.50
001-470-011	19.26	003-640-018	33.50	004-041-008	76.00
001-470-012	18.92	003-640-019	33.50	004-041-009	365.00
001-470-013	19.08	003-640-020	33.50	004-041-010	35.00
001-470-014	18.80	003-640-021	33.50	004-041-011	61.50
001-470-015	18.80	003-640-022	33.50	004-041-012	92.50
001-470-016	18.80	003-640-023	33.50	004-041-013	218.50
001-470-017	18.80	003-640-024	33.50	004-041-014	125.00
001-470-018	18.80	003-640-025	33.50	004-041-015	178.50
001-470-019	18.80	003-640-026	33.50	004-041-016	262.50
001-470-020	18.80	003-640-027	33.50	004-041-017	49.50
001-470-021	18.80	003-640-028	33.50	004-041-018	40.50
001-470-022	18.80	003-640-029	33.50	004-041-019	35.00
001-470-023	18.80	003-640-030	33.50	004-041-024	40.50
001-470-024	18.80	003-640-031	33.50	004-041-025	35.00
001-470-025	18.80	003-640-032	33.50	004-041-026	35.00
001-470-026	18.80	003-640-033	33.50	004-041-027	35.00
001-470-027	18.80	003-640-034	33.50	004-041-028	35.00
001-470-028	18.80	003-640-035	33.50	004-041-032	40.50
001-470-029	18.80	003-640-036	33.50	004-041-033	40.50
001-470-030	18.80	003-640-037	33.50	004-041-034	40.50
001-470-031	18.90	003-640-038	33.50	004-041-035	146.55
001-470-032	18.84	003-640-039	33.50	004-041-036	15.20
001-470-033	18.80	003-640-040	33.50	004-041-037	15.20

001-470-034	18.84	003-650-001	33.50	004-041-038	15.20
001-470-035	18.84	003-650-002	33.50	004-041-039	15.20
001-470-036	18.80	003-650-003	33.50	004-047-003	40.50
001-470-037	18.80	003-650-004	33.50	004-047-004	40.50
001-470-038	18.80	003-650-005	33.50	004-047-007	40.50
001-480-001	15.52	003-650-006	33.50	004-047-008	35.00
001-480-002	15.52	003-650-007	33.50	004-047-009	35.00
001-480-003	15.52	003-650-008	33.50	004-047-010	35.00
001-480-004	15.52	003-650-009	33.50	004-047-011	35.00
001-480-005	15.52	003-650-010	33.50	004-047-012	35.00
001-480-006	15.52	003-650-011	33.50	004-047-013	40.50
001-480-007	15.52	003-650-012	33.50	004-047-014	40.50
001-480-008	15.52	003-650-013	33.50	004-047-018	316.00
001-480-009	15.52	003-650-014	33.50	004-047-019	40.50
001-480-010	15.52	003-650-015	33.50	004-047-020	40.50
001-480-011	15.52	003-650-016	33.50	004-047-021	157.51
001-480-012	15.52	003-650-017	33.50	004-047-022	157.50
001-480-013	15.52	003-650-018	33.50	004-047-023	157.50
001-480-014	15.52	003-650-019	33.50	004-047-024	157.50
001-480-015	15.52	003-650-020	33.50	004-047-025	35.00
001-480-016	15.52	003-650-021	33.50	004-047-026	35.00
001-480-017	15.52	003-650-022	33.50	004-047-027	35.00
001-480-018	15.52	003-650-023	33.50	004-047-028	35.00
001-480-019	15.52	003-650-024	33.50	004-047-029	40.50
001-480-020	15.52	003-650-025	33.50	004-047-030	40.50
001-480-021	15.52	003-650-026	33.50	004-047-031	26.00
001-480-022	15.52	003-650-027	33.50	004-047-032	26.00
001-480-023	15.52	003-650-028	33.50	004-047-033	26.00
001-480-024	15.52	003-650-029	33.50	004-047-034	26.00
001-480-025	15.52	003-650-030	33.50	004-047-036	26.00
001-480-026	15.52	003-650-031	33.50	004-047-037	26.00
001-480-027	15.52	003-650-032	33.50	004-047-038	26.00
001-480-028	15.52	003-650-033	33.50	004-047-039	316.00
001-480-029	15.52	003-650-034	33.50	004-047-043	13.00
001-480-030	15.52	003-650-035	33.50	004-047-044	26.00
001-480-031	16.18	003-650-036	33.50	004-087-001	43.70
001-480-032	16.18	003-650-037	33.50	004-087-002	43.70
001-480-033	16.18	003-650-038	33.50	004-087-003	43.70
001-480-034	16.18	003-650-039	33.50	004-087-004	43.70
001-480-035	16.18	003-650-040	33.50	004-087-005	43.70
001-480-036	16.18	003-650-041	35.00	004-090-001	33.50
003-101-007	40.50	003-650-042	35.00	004-090-002	33.50
003-101-008	40.50	003-650-043	35.00	004-090-003	33.50
003-101-009	35.00	003-650-044	35.00	004-090-004	33.50
003-101-010	40.50	003-650-045	35.00	004-091-001	21.91
003-101-011	40.50	003-650-046	35.00	004-091-002	21.91
003-101-012	40.50	003-650-047	35.00	004-091-003	21.91
003-101-017	157.50	003-650-048	35.00	004-091-004	21.91
003-101-018	55.50	003-650-049	35.00	004-091-005	21.91
003-101-022	27.50	003-650-050	35.00	004-091-006	21.91
003-101-023	40.50	003-650-051	35.00	004-091-007	21.91
003-101-024	40.50	003-650-052	35.00	004-091-008	21.91
003-101-025	40.50	003-650-053	35.00	004-099-001	40.50
003-102-010	40.50	003-650-054	35.00	004-099-002	40.50
003-102-012	40.50	003-650-055	35.00	004-099-003	40.50

003-102-016	35.00	003-650-056	35.00	004-099-004	40.50
003-102-019	40.50	003-680-001	33.50	004-099-005	40.50
003-102-021	40.50	003-680-002	33.50	004-099-006	40.50
003-102-024	154.34	003-680-003	33.50	004-101-001	33.50
003-103-001	35.00	003-680-004	33.50	004-101-002	33.50
003-103-004	40.50	003-680-005	33.50	004-101-003	33.50
003-103-008	40.50	003-680-006	33.50	004-101-004	33.50
003-103-009	40.50	003-680-007	33.50	004-101-005	33.50
003-103-010	35.00	003-680-008	33.50	004-101-006	33.50
003-103-011	35.00	003-680-009	33.50	004-101-007	33.50
003-103-012	40.50	003-680-010	33.50	004-101-008	33.50
003-103-014	35.00	003-680-011	33.50	004-102-001	3.06
003-103-015	35.00	003-680-012	33.50	004-102-002	3.06
003-104-002	40.50	003-680-013	33.50	004-102-003	3.06
003-104-003	40.50	003-680-014	33.50	004-102-004	3.06
003-104-005	35.00	003-680-015	33.50	004-102-005	3.06
003-104-011	35.00	003-680-016	33.50	004-102-006	3.06
003-104-012	35.00	003-680-017	33.50	004-102-007	3.06
003-104-013	40.50	003-680-018	33.50	004-102-008	3.06
003-104-014	35.00	003-680-019	33.50	004-102-009	3.06
003-141-001	40.50	003-680-020	33.50	004-102-010	3.06
003-141-002	40.50	003-690-001	33.50	004-102-011	3.06
003-141-003	40.50	003-690-002	33.50	004-102-012	3.06
003-141-004	40.50	003-690-003	33.50	004-102-013	3.06
003-141-005	40.50	003-690-004	33.50	004-102-014	3.06
003-141-006	40.50	003-690-005	33.50	004-102-015	3.06
003-141-007	40.50	003-690-006	33.50	004-102-016	3.06
003-141-008	40.50	003-690-007	33.50	004-102-017	3.06
003-141-009	40.50	003-690-008	33.50	004-102-018	3.06
003-141-010	40.50	003-690-009	33.50	004-102-019	3.06
003-141-011	40.50	003-690-010	33.50	004-102-020	40.50
003-141-013	40.50	003-690-011	33.50	004-102-021	3.06
003-141-014	40.50	003-690-012	33.50	004-102-022	3.06
003-141-015	35.00	003-690-013	33.50	004-102-023	3.06
003-141-016	40.50	003-690-014	33.50	004-102-024	3.06
003-141-017	40.50	003-690-015	33.50	004-102-025	3.06
003-141-018	40.50	003-690-016	33.50	004-102-026	3.06
003-141-019	40.50	003-690-017	33.50	004-102-027	3.06
003-141-020	40.50	003-690-018	33.50	004-102-028	3.06
003-141-021	40.50	003-690-019	33.50	004-102-029	3.06
003-141-022	40.50	003-690-020	33.50	004-102-030	3.06
003-142-002	40.50	003-700-001	33.50	004-102-031	3.06
003-142-003	40.50	003-700-002	33.50	004-102-032	3.06
003-142-004	40.50	003-700-003	33.50	004-102-033	3.06
003-142-005	40.50	003-700-004	33.50	004-102-034	3.06
003-142-006	40.50	003-700-005	33.50	004-102-035	3.06
003-142-007	40.50	003-700-006	33.50	004-102-036	3.06
003-142-008	40.50	003-700-007	33.50	004-102-037	3.06
003-142-010	40.50	003-700-008	33.50	004-102-038	3.06
003-142-011	40.50	003-700-009	33.50	004-102-039	3.06
003-142-012	40.50	003-700-010	33.50	004-102-040	3.06
003-142-013	40.50	003-700-011	33.50	004-102-041	3.06
003-142-014	40.50	003-700-012	33.50	004-103-001	13.00
003-142-015	40.50	003-700-013	33.50	004-103-002	13.00
003-142-016	40.50	003-700-014	33.50	004-104-001	35.00

003-142-017	40.50	003-700-015	33.50	004-104-002	35.00
003-142-018	40.50	003-700-016	33.50	004-104-003	35.00
003-142-019	40.50	003-700-017	33.50	004-104-004	35.00
003-142-020	35.00	003-700-018	33.50	004-104-005	35.00
003-142-021	40.50	003-700-019	33.50	004-104-006	35.00
003-142-022	40.50	003-700-020	33.50	004-104-007	35.00
003-142-023	40.50	003-700-021	33.50	004-104-008	35.00
003-142-024	40.50	003-700-022	33.50	004-104-009	35.00
003-142-025	40.50	003-700-023	33.50	004-104-010	35.00
003-142-026	40.50	003-700-024	33.50	004-104-011	35.00
003-142-027	40.50	003-700-025	33.50	004-104-012	35.00
003-142-028	40.50	003-700-026	33.50	004-104-013	35.00
003-142-029	40.50	003-700-027	33.50	004-104-014	35.00
003-142-030	40.50	003-700-028	33.50	004-104-015	35.00
003-142-031	40.50	003-700-029	33.50	004-104-016	35.00
003-142-033	5.00	003-700-030	33.50	004-104-017	35.00
003-142-034	5.00	003-700-031	33.50	004-104-018	35.00
003-142-035	5.00	003-710-001	33.50	004-104-019	35.00
003-142-036	5.00	003-710-002	33.50	004-104-020	35.00
003-142-037	5.00	003-710-003	33.50	004-104-021	35.00
003-142-038	5.00	003-710-004	33.50	004-104-022	35.00
003-142-039	5.00	003-710-005	33.50	004-104-023	35.00
003-151-002	61.50	003-710-006	33.50	004-104-024	35.00
003-151-004	40.50	003-710-007	33.50	004-104-025	35.00
003-151-005	40.50	003-710-008	33.50	004-104-026	35.00
003-151-010	40.50	003-710-009	33.50	004-104-027	35.00
003-151-011	80.50	003-710-010	33.50	004-105-003	165.00
003-151-016	249.50	003-710-011	33.50	004-105-004	165.00
003-151-018	40.50	003-710-012	33.50	004-105-005	165.00
003-151-019	230.00	003-710-013	33.50	004-105-006	165.00
003-152-002	35.00	003-710-014	33.50	004-105-007	193.00
003-152-003	35.00	003-710-015	33.50	004-105-008	193.00
003-152-004	40.50	003-710-016	33.50	004-105-009	33.50
003-152-005	40.50	003-710-017	33.50	004-105-010	291.00
003-152-006	35.00	003-710-018	33.50	004-105-012	165.00
003-152-007	35.00	003-710-019	33.50	004-106-001	35.00
003-152-008	40.50	003-710-020	33.50	004-106-002	35.00
003-152-009	35.00	003-710-021	33.50	004-106-003	35.00
003-152-013	32.00	003-710-022	33.50	004-107-001	27.44
003-152-014	32.00	003-710-023	33.50	004-107-002	34.30
003-152-015	49.50	003-710-024	33.50	004-107-003	13.76
003-152-016	92.50	003-710-025	33.50	004-108-001	35.00
003-152-017	35.00	003-710-026	33.50	004-108-002	35.00
003-152-018	49.50	003-710-027	33.50	004-108-003	35.00
003-152-023	35.00	003-710-028	33.50	004-109-001	17.50
003-152-024	157.50	003-710-029	33.50	004-109-002	17.50
003-152-025	236.00	003-710-030	33.50	004-110-001	35.00
003-152-027	40.50	003-710-031	33.50	004-110-002	35.00
003-152-028	35.00	003-710-032	33.50	004-110-003	35.00
003-152-029	331.01	003-710-033	33.50	004-110-004	35.00
003-153-001	35.00	003-710-034	33.50	004-110-005	40.50
003-153-002	40.50	003-710-035	33.50	004-110-006	40.50
003-153-003	40.50	003-710-036	33.50	004-110-007	40.50
003-153-004	40.50	003-710-037	33.50	004-111-001	40.50
003-153-010	73.50	003-710-038	33.50	004-111-002	40.50

003-153-011	61.50	003-710-039	33.50	004-111-003	40.50
003-153-012	288.00	003-710-040	33.50	004-111-004	40.50
003-153-013	40.50	003-710-041	33.50	004-111-005	40.50
003-153-014	280.50	003-710-042	33.50	004-111-006	40.50
003-153-015	61.50	003-710-043	33.50	004-111-007	40.50
003-153-016	40.50	003-710-044	33.50	004-111-008	40.50
003-153-017	40.50	003-710-045	33.50	004-111-009	40.50
003-161-003	40.50	003-710-046	33.50	004-111-010	40.50
003-161-005	26.00	003-710-047	33.50	004-111-011	40.50
003-161-006	26.00	003-730-001	33.50	004-111-012	40.50
003-161-007	26.00	003-730-002	33.50	004-111-013	40.50
003-161-008	26.00	003-730-003	33.50	004-111-014	40.50
003-161-009	26.00	003-730-004	33.50	004-111-015	40.50
003-161-010	26.00	003-730-005	33.50	004-111-016	40.50
003-161-011	26.00	003-730-006	33.50	004-111-017	40.50
003-161-015	40.50	003-730-007	33.50	004-111-018	40.50
003-161-016	40.50	003-730-008	33.50	004-111-019	40.50
003-161-017	40.50	003-730-009	33.50	004-111-020	40.50
003-161-018	35.00	003-730-010	33.50	004-111-021	40.50
003-161-019	35.00	003-730-011	33.50	004-111-022	40.50
003-161-020	40.50	003-730-012	33.50	004-111-023	40.50
003-161-021	35.00	003-730-013	33.50	004-111-024	40.50
003-162-005	26.00	003-730-014	33.50	004-111-025	40.50
003-162-009	218.50	003-730-015	33.50	004-111-026	40.50
003-162-010	26.00	003-730-016	33.50	004-111-027	40.50
003-162-011	114.50	003-730-017	33.50	004-111-028	40.50
003-162-012	114.50	003-730-018	33.50	004-111-029	40.50
003-171-003	26.00	003-730-019	33.50	004-111-030	40.50
003-171-004	26.00	003-730-020	33.50	004-111-031	40.50
003-171-005	26.00	003-730-021	33.50	004-111-032	40.50
003-171-006	26.00	003-730-022	33.50	004-111-033	40.50
003-171-008	26.00	003-730-023	33.50	004-111-034	40.50
003-171-009	26.00	003-730-024	33.50	004-111-035	40.50
003-171-010	26.00	003-760-001	33.50	004-111-036	40.50
003-171-011	26.00	003-760-002	33.50	004-111-037	40.50
003-171-012	26.00	003-760-003	33.50	004-111-038	40.50
003-171-013	26.00	003-760-004	33.50	004-111-039	40.50
003-171-014	26.00	003-760-005	33.50	004-111-040	40.50
003-171-015	26.00	003-760-006	33.50	004-111-041	40.50
003-171-016	26.00	003-760-007	33.50	004-112-001	35.00
003-171-017	26.00	003-760-008	33.50	004-112-002	35.00
003-171-018	26.00	003-770-001	33.50	004-112-003	35.00
003-171-019	40.50	003-770-002	33.50	004-112-004	35.00
003-171-020	40.50	003-770-003	33.50	004-112-005	35.00
003-171-022	49.50	003-770-004	33.50	004-112-006	35.00
003-172-001	26.00	003-780-002	17.00	004-112-007	35.00
003-172-002	26.00	003-780-003	17.00	004-112-008	35.00
003-172-003	26.00	003-780-004	17.00	004-112-009	35.00
003-172-004	26.00	003-780-005	17.00	004-112-010	35.00
003-172-009	26.00	003-780-006	17.00	004-112-011	35.00
003-172-010	26.00	003-780-007	17.00	004-112-012	35.00
003-172-011	26.00	003-780-008	17.00	004-112-013	35.00
003-172-012	26.00	003-780-009	17.00	004-112-014	35.00
003-172-013	26.00	003-780-010	17.00	004-112-015	35.00
003-172-015	26.00	003-780-011	17.00	004-112-016	35.00

003-172-016	26.00	003-780-012	17.00	004-112-017	35.00
003-172-018	26.00	003-780-013	17.00	004-112-018	35.00
003-172-019	26.00	003-780-014	17.00	004-112-019	35.00
003-172-020	26.00	003-780-015	17.00	004-112-020	35.00
003-172-021	26.00	003-780-016	17.00	004-112-021	35.00
003-172-022	26.00	003-780-017	17.00	004-112-022	35.00
003-172-023	26.00	003-780-018	17.00	004-112-023	35.00
003-191-001	76.00	003-780-019	17.00	004-112-024	35.00
003-191-002	61.50	003-780-020	17.00	004-112-025	35.00
003-191-004	26.00	003-780-021	17.00	004-112-026	35.00
003-191-005	26.00	003-780-022	17.00	004-112-027	35.00
003-191-006	26.00	003-780-023	17.00	004-113-001	255.50
003-191-007	125.00	003-780-024	17.00	004-113-002	255.50
003-192-002	26.00	003-780-025	17.00	004-113-003	255.50
003-192-003	26.00	003-780-026	17.00	004-113-004	255.50
003-192-005	26.00	003-780-027	17.00	004-113-005	255.50
003-192-006	26.00	003-780-028	17.00	004-114-001	24.50
003-192-007	26.00	003-780-029	17.00	004-114-002	24.50
003-192-013	26.00	003-780-030	17.00	004-114-003	24.50
003-192-014	26.00	003-780-031	17.00	004-114-004	24.50
003-192-015	26.00	003-780-032	17.00	004-114-005	24.50
003-192-016	26.00	003-780-033	17.00	004-114-006	24.50
003-192-017	26.00	003-780-034	17.00	004-114-007	24.50
003-192-018	26.00	003-780-035	17.00	004-114-008	24.50
003-193-002	26.00	003-780-036	17.00	004-115-001	15.48
003-193-003	26.00	003-780-037	17.00	004-115-002	15.48
003-193-004	26.00	003-780-038	17.00	004-115-003	15.48
003-193-005	26.00	003-780-039	17.00	004-116-001	15.92
003-193-006	26.00	003-780-040	17.00	004-116-002	15.92
003-193-007	26.00	003-780-041	17.00	004-118-001	15.42
003-193-010	26.00	003-780-042	17.00	004-118-002	15.42
003-193-011	26.00	003-780-043	17.00	004-118-003	15.42
003-193-012	26.00	003-780-044	17.00	004-119-001	15.62
003-193-013	26.00	003-780-045	17.00	004-119-002	15.62
003-193-014	26.00	003-780-046	17.00	004-119-003	15.62
003-193-015	26.00	003-780-047	17.00	004-119-004	15.62
003-193-016	26.00	003-780-048	17.00	004-120-001	16.24
003-193-017	26.00	003-780-049	17.00	004-120-002	16.24
003-193-018	366.50	003-780-050	17.00	004-120-003	16.24
003-193-019	88.03	003-780-051	17.00	004-120-004	16.24
003-200-001	35.00	003-780-052	17.00	004-120-005	16.24
003-200-002	35.00	003-780-053	17.00	004-120-006	16.24
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003-200-004	35.00	003-780-055	17.00	004-120-008	15.92
003-200-005	35.00	003-780-056	17.00	004-120-009	15.92
003-200-006	35.00	003-780-057	17.00	004-120-010	15.92
003-200-007	35.00	003-780-058	17.00	004-120-011	15.92
003-200-008	35.00	003-780-059	17.00	004-121-001	15.80
003-200-009	35.00	003-780-060	17.00	004-121-002	15.80
003-200-010	35.00	003-780-061	17.00	004-121-003	15.80
003-200-011	35.00	003-780-062	17.00	004-121-004	15.80
003-200-012	35.00	003-780-063	17.00	004-121-005	15.80
003-200-013	35.00	003-780-064	17.00	004-121-006	15.80
003-200-014	35.00	003-780-065	17.00	004-121-007	15.80
003-200-015	35.00	003-790-001	33.50	004-121-008	15.80

003-200-016	35.00	003-790-002	33.50	004-121-009	15.80
003-200-017	35.00	003-790-003	33.50	004-121-010	15.80
003-200-018	35.00	003-790-004	33.50	004-121-011	15.80
003-200-019	35.00	003-790-005	33.50	004-121-012	15.80
003-200-020	35.00	003-800-001	35.00	004-122-001	15.84
003-200-021	35.00	003-800-002	35.00	004-122-002	15.84
003-200-022	35.00	003-800-003	35.00	004-122-003	15.84
003-200-023	35.00	003-810-001	33.50	004-122-004	15.84
003-200-024	35.00	003-810-002	33.50	004-123-001	21.25
003-200-025	35.00	003-810-003	33.50	004-123-002	21.25
003-200-026	35.00	003-810-004	33.50	004-123-003	21.25
003-200-027	35.00	003-810-005	33.50	004-123-004	21.25
003-200-028	35.00	003-810-006	33.50	005-430-021	2,203.00
003-200-029	35.00	003-810-007	33.50	005-430-051	1,396.50
003-200-030	35.00	003-810-008	33.50	005-430-063	35.00
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003-200-033	35.00	003-810-011	33.50	005-430-066	35.00
003-210-001	15.50	003-810-012	33.50		
003-210-002	36.00	003-810-013	33.50		
003-210-003	20.00	003-810-014	33.50		
003-210-004	39.00	003-810-015	33.50		
003-210-005	24.50	003-810-016	33.50		
003-210-006	52.50	003-810-017	33.50		
003-211-013	912.50	003-810-018	33.50		
003-212-011	24.50	003-810-019	33.50		
003-212-012	24.50	003-810-020	33.50		
003-212-013	24.50	003-810-021	33.50		
003-212-017	24.50	003-810-022	33.50		
003-212-018	24.50	003-810-023	33.50		
003-212-019	24.50	003-810-024	33.50		
003-212-021	24.50	003-810-025	33.50		
003-212-022	24.50	003-810-026	33.50		
003-212-023	61.50	003-810-027	33.50		
003-212-025	24.50	003-810-028	33.50		
003-212-026	24.50	003-810-029	33.50		
003-212-028	24.50	003-810-030	33.50		
003-212-029	24.50	003-810-031	33.50		
003-212-030	29.00	003-810-032	33.50		
003-212-032	17.00	003-810-033	33.50		
003-212-033	17.00	003-830-001	33.50		
003-212-034	17.00	003-830-002	33.50		
003-212-035	17.00	003-830-003	33.50		
003-212-036	17.00	003-830-004	33.50		
003-212-038	24.50	003-830-005	33.50		
003-212-039	24.50	003-830-006	33.50		
003-213-005	12.50	003-830-007	33.50		
003-213-006	24.50	003-830-008	33.50		
003-213-007	24.50	003-830-009	33.50		
003-213-008	24.50	003-830-010	33.50		
003-213-009	24.50	003-830-011	33.50		
003-213-010	24.50	003-830-012	33.50		
003-213-011	24.50	003-830-013	33.50		
003-230-019	35.00	003-830-014	33.50		
003-230-020	35.00	003-830-015	33.50		

003-230-021	35.00	003-830-016	33.50		
003-241-001	1,047.00	003-830-017	33.50		
003-242-002	49.50	003-830-018	33.50		
003-242-003	73.50	003-830-019	33.50		
003-242-007	24.50	003-830-020	33.50		
003-242-010	35.00	003-830-021	33.50		
003-242-011	40.50	003-830-022	33.50		
003-242-012	40.50	003-830-023	33.50		
003-242-013	40.50	003-830-024	33.50		
003-242-014	35.00	003-830-025	33.50		
003-242-015	35.00	003-830-026	33.50		
003-242-016	40.50	003-830-027	33.50		
003-830-029	33.50	003-830-028	33.50		
				3,943	**$199,190.62**

ATTACHMENT C

Resolution No. 6326

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RESOLUTION NO. 6326

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA CONFIRMING THE REPORT OF THE CITY MANAGER CONFIRMING THE PLANS, ESTIMATE, DIAGRAM AND ASSESSMENT CONTAINED IN SAID REPORT; CONFIRMING THAT NO PROTESTS OR OBJECTIONS WERE FILED IN THE PROCEEDINGS UNDER RESOLUTION OF INTENTION NO. 6311 LEVYING THE ASSESSMENT FOR SERVICE NECESSARY AS SHOWN ON SAID DIAGRAM AND PLAN FOR A PERIOD OF ONE (1) YEAR, BEGINNING JULY 1, 2024, AND ENDING JUNE 30, 2025; ORDERING THE CITY CLERK OF SAID CITY TO TRANSMIT DIAGRAM AND ASSESSMENT TO THE COUNTY TAX COLLECTOR, AND EMPOWERING TAX COLLECTOR TO MAKE COLLECTION (FY 2024-25)

CARPINTERIA LIGHTING, LANDSCAPING AND RIGHT-OF-WAY IMPROVEMENT DISTRICT NO. 3

WHEREAS, the City Manager of the City of Carpinteria heretofore filed with this City Council a report in writing dated April 22, 2024, presenting certain matters relating to extending Lighting, Landscaping and Right-of-Way Improvement District No. 3, which report was approved by this City Council on April 22, 2024, by Resolution No. 6310; and

WHEREAS, by Resolution No. 6311, adopted April 22, 2024, this City Council declared its intention to order the furnishing of electric energy, servicing and maintenance of the street lights, landscaping and right-of-way in the City of Carpinteria, under and pursuant to the provisions of the Lighting and Landscaping Act of 1972, Part 2 of Division 15, Section 22500 et seq. regarding the Streets and Highways Code of the State of California; and

WHEREAS, by said Resolution No. 6311, adopted April 22, 2024, this City Council designated Tuesday, May 28, 2024, at the hour of 5:30 P.M. in the City Hall, at 5775 Carpinteria Avenue, Carpinteria, California, as the time and place for the hearing of protests and objections in relation to said improvement and assessment and notices of said hearing were duly posted and published, and affidavits of said posting and publication have been duly filed; and

WHEREAS, at the time and place fixed in said Resolution No. 6311, a hearing was duly held by this City Council at which no protests or objections were presented, and this City Council gave all persons present an opportunity to be heard in respect of any matter relating to the work or assessment proposed in said Resolution of Intention; and

WHEREAS, this City Council has taken evidence relating to whether public convenience and necessity require said work or improvement and also evidence relating to said proposed work, the boundaries of the proposed assessment district and the

benefits to the property to be included in the proposed assessment district, and is fully informed in the premises.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. That no protests or objections having been filed, the said City Council does hereby approve, confirm and adopt the said Report of the City Manager and the plans, estimate, diagram and assessment contained in said Report and attached as Exhibit 1.

SECTION 2. That each and all documents, resolutions and instruments herein before referred to in connection with the aforesaid proceedings are on file in the office of the City Clerk of the City of Carpinteria and are open to public inspection, and the same and each and all of them are expressly made a part hereof.

SECTION 3. That the City Council does hereby order the levying of an assessment for the furnishing of electric energy, servicing and maintenance of the street lights, landscape and right-of-way maintenance in the City of Carpinteria for the period July 1, 2024, to June 30, 2025, and does hereby fix and establish the period of time over which the proposed improvement shall extend as a period of one (1) year, beginning July 1, 2024, and ending June 30, 2025, of said improvement upon the respective several subdivisions of land in the assessment district described and referred to in said Resolution of Intention; and does hereby levy for the fiscal year, July 1, 2024 to June 30, 2025, the assessment shown in the assessment roll summary dated May 15, 2023, said amount being One Hundred Ninety Nine Thousand One Hundred Ninety Dollars and 62 Cents ($199,190.62).

SECTION 4. That the City Clerk is hereby ordered to transmit, or cause to be transmitted, to the County Auditor of Santa Barbara County, the said diagram and assessment roll upon which such levy is based; and the County Tax Collector of said County is hereby designated, requested, empowered, authorized, instructed and directed to make collection of all assessments as ordered by the City Council in said Assessment District and to perform the acts and duties as are required by law of and to be performed by the officer, employee or person so designated.

PASSED, APPROVED AND ADOPTED on May 28, 2024 by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

Exhibit 1 to Resolution No. 6326

Carpinteria Lighting, Landscaping and Right-of-Way Improvement District No. 3 Report of the City Engineer Relative To the Continuation of Carpinteria Lighting, Landscaping and Right-of-Way Improvement District No. 3 Dated April 22, 2024

CITY OF CARPINTERIA
REPORT OF THE CITY ENGINEER
RELATIVE TO THE ASSESSMENT OF
CARPINTERIA LIGHTING, LANDSCAPING AND RIGHT-OF-WAY IMPROVEMENT DISTRICT NO. 3

April 22, 2024

1. INTRODUCTION

This report is prepared pursuant to Resolution No. 6297 as adopted by the City Council on March 25, 2024. The objective of the report is to describe the status of the District which provides funding for maintenance and improvements to the public right-of-way, including but not limited to maintenance and repair of curbs, gutters, sidewalks, street trees, and related activities. Further, the purpose is to provide a recommendation for assessments for the coming year which provides revenue to offset the costs involved in the district.

2. BACKGROUND

The Lighting, Landscaping and Right of Way Improvement District No. 3, hereinafter called District, was formed under the authority of the Landscaping and Lighting Act of 1972 in accordance with California Streets and Highways Code Section 22500 et al. The District was formed after lengthy study and hearings that were completed in June 1985.

Under the provisions of said authority, an annual report of the City Engineer must be presented and a hearing conducted on the proposed assessments for the upcoming fiscal year, Fiscal Year 2024-25. The assessment is not considered a tax in that the "benefit" is derived in accordance with the assessment, which varies from location to location depending upon the level of maintenance required in the public right-of-way adjacent to a parcel.

Effective with the adoption of the Fiscal Year 1992-1993 budget, assessments were increased $150,000 to finance the cost of park maintenance previously financed by the General Fund.

With the passage of Proposition 218 in Fiscal Year 1996-1997 park maintenance costs became ineligible for funding from this source and the $150,000 assessment for park maintenance was removed from the roll in Fiscal Year 1997-1998. In that same year, Carpinteria voters approved a Park Maintenance Tax that was accounted for in a separate Park Maintenance Fund to finance these activities.

3. FINANCIAL DATA/ASSESSMENT INFORMATION

The income stream to the District consists of a fixed dollar assessment on real property, interest, and transfers from other funds. Fund transfers, such as from the Gas Tax Fund, are permitted to offset expenses associated with District staff performing activities as a part of District implementation that qualify for payment through the Gas Tax Fund. Although the expenses of the District are subject to inflationary pressures, there is no corresponding provision for inflationary adjustments to the assessments. The current assessment amount may only be increased by submitting the issue to a vote of the City's electorate. Although District revenue is currently not sufficient to cover costs, revenue from other sources ($184,050) such as general fund and Measure A are proposed for use to fully fund the District. See Exhibit 2.

4. DISTRICT BOUNDARIES

Exhibit 1 is a map of the District boundary. The District boundary is coterminous with the City boundary with the exception of that portion located off-shore. Public and other exempt properties are not assessed by the District.

5. ANNEXATIONS

There were no annexations to either the City or the District during the past fiscal year.

6. RECOMMENDATION

It is recommended that the City Council adopt Resolution Nos. 6310 and 6311, thereby acting to accept and file the mandatory annual report of the City Engineer and set the matter of the continuation of Lighting, Landscaping, Right of Way Improvement District No. 3 for Fiscal Year 2024-25 for public hearing at the regular City Council meeting of May 28, 2024.

By:

John L. Ilasin, P.E.
Public Works Director/City Engineer
Public Works Department
City of Carpinteria

Exhibit 1
Map of District Boundary

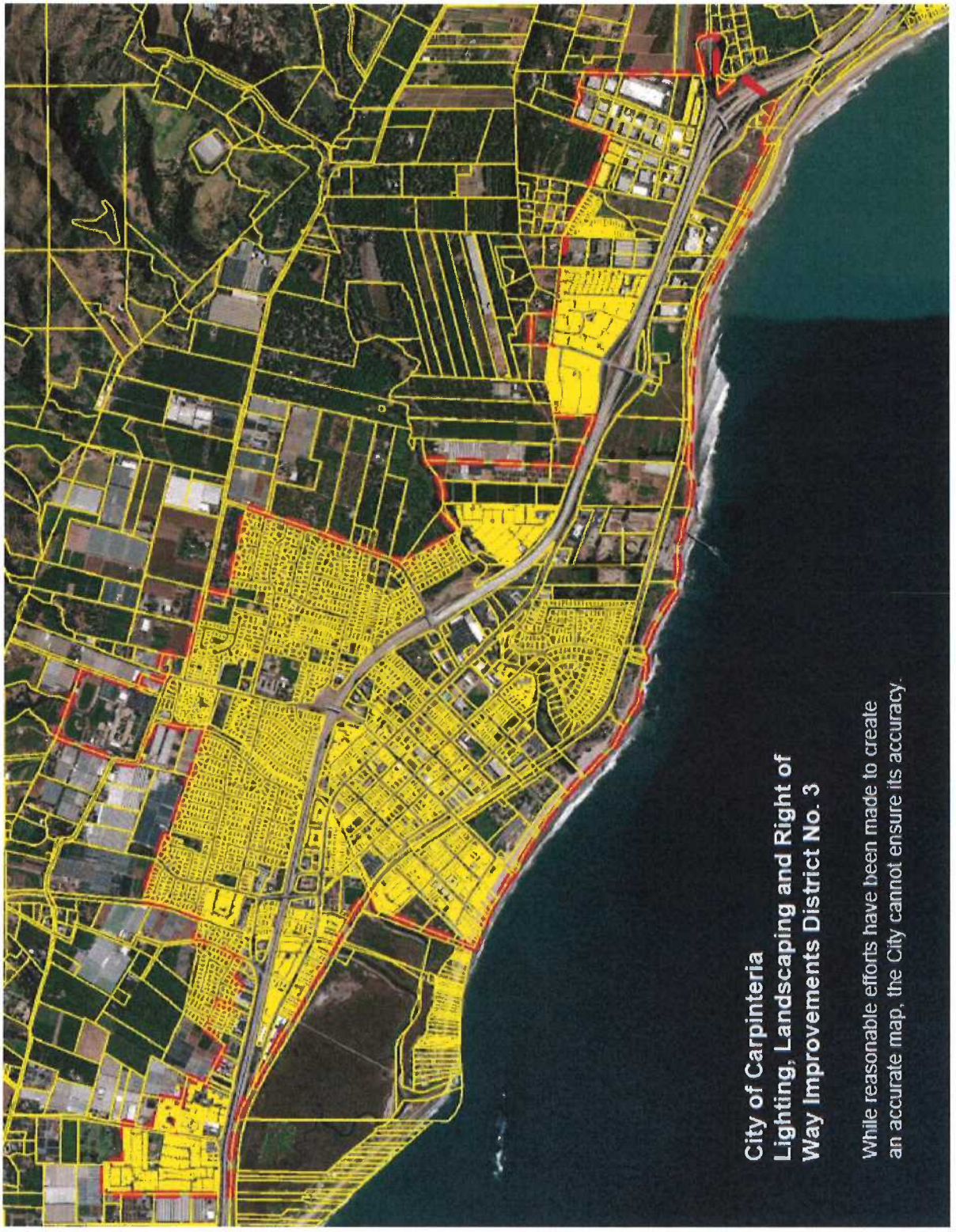
City of Carpinteria
Lighting, Landscaping and Right of Way Improvements District No. 3
While reasonable efforts have been made to create an accurate map, the City cannot ensure its accuracy.

Exhibit 2
State of Fund Transactions and Financial Condition for the District

LIGHTING, LANDSCAPING AND RIGHT OF WAY IMPROVEMENT DISTRICT NUMBER 3
STATEMENT OF FUND TRANSACTIONS AND FINANCIAL CONDITION

FUND 33

RIGHT OF WAY FUND	**ACTUAL 2019-20**	**ACTUAL 2020-21**	**ACTUAL 2021-22**	**ACTUAL 2022-23**	**BUDGET 2023-24**
A. SUMMARY OF FUND TRANSACTIONS:					
Fund Balance; July 1	$ -	$ (1,665)	$ (12,572)	$ (414)	$ -
Fiscal Year Revenues	355,279	224,586	317,368	354,077	391,250
Fiscal Year Expenditures	356,944	235,493	305,210	353,663	391,250
Fund Balance; June 30	$ (1,665)	$ (12,572)	$ (414)	$ -	$ -
Revenue Over/(Under) Expense	$ (1,665)	$ (10,907)	$ 12,158	$ 414	$ -
B. BALANCE SHEET, JUNE 30					
ASSETS:					
Cash in Savings	$ -	$ -	$ -	$ -	$ -
Time Deposits	-	-	-	-	-
Accounts Receivable	-	-	-	-	-
Total Assets	-	-	-	-	-
LIABILITIES AND FUND BALANCE:					
Accounts Payable	-	-	-	-	-
Fund Balance	-	-	-	-	-
Total Liabilities & Fund Balance	$ -	$ -	$ -	$ -	$ -
C. FISCAL YEAR REVENUE DETAIL:					
Use of Money & Property	$ -	$ -	$ -	$ 135	$ -
District #3 Assessment	$198,415	$194,285	$198,186	$195,505	$ 196,900
Prior Years Assessments					
Penalties and Interest	305	628	(423)	204	50
Miscellaneous Revenue	2,684	-	2,500	2,421	10,250
Transfer from Other Funds	153,876	29,673	117,104	155,811	184,050
Total Revenues	$355,279	$224,586	$317,368	$354,077	$ 391,250
D. FISCAL YEAR EXPENDITURE DETAIL:					
Personnel Expense	$192,319	$112,784	$127,391	$130,798	$ 169,950
Right-Of-Way Maintenance (Contract)	52,465	61,733	90,742	114,667	110,250
Street Tree Maintenance (Contract)	-	-	-	-	-
Park Maintenance					
Supplies and Materials	21,141	15,205	34,890	41,518	36,250
Vehicle Operations	-	-	-	-	-
Legal Services					
Other Contract Services	22,871	930	5,918	7,694	6,000
Engineering Expense					
Utilities	35,730	44,841	46,269	58,986	68,800
Other Operating Expense					
Total Operating Expense	324,526	235,493	305,210	353,663	391,250
Transfers Out	32,418	-	-	-	-
Capital Improvements	-	-	-	-	-
Total Capital Outlay Expense	-	-	-	-	-
Total Expenditures	$356,944	$235,493	$305,210	$353,663	$ 391,250

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Resolution No. 6327, concerning the continuation of Parking and Business Improvement Area Assessment District No. 4 for Fiscal Year 2024-25.

STAFF RECOMMENDATION

Adopt Resolution No. 6327, concerning the continuation of the Parking and Business Improvement Area Assessment District No. 4 including establishing the annual general business assessment amount of $122.64 for Fiscal Year 2024-25.

Sample Motion: I move to adopt Resolution No. 6327, as read by title only.

BACKGROUND

The Parking and Business Improvement Area Assessment District No. 4 (District) was formed in September 1986 with the adoption of City Ordinance No. 393, pursuant to the California Parking and Business Improvement Area Law of 1979. The District was formed to enhance a specific area and increase customer/tourist appeal. Historically, this is accomplished through parking improvements, advertising/promotions, and increased public services like restroom and sidewalk cleanings. In 1989, the State of California repealed the Parking and Business Improvement Area Law of 1979 and enacted the Parking and Business Improvement Area Law of 1989 (California Streets and Highways Code Section 36500 et seq.). This new law was the impetus for the adoption of Resolution No. 1882 in in 1990, which appointed a five-member Downtown "T" Business Advisory Board (DTBAB), which was formerly the Parking and Business Improvement Advisory Board (PBIAB), in order to advise the City Council regarding the level of assessments, expenditure of revenues from the assessments, and to provide an Annual Report outlining certain activities within the District for the upcoming fiscal year. In 2019, the City Council restructured the DTBAB from a five-member to a seven-member body with three alternate members.

The DTBAB prepared an Annual Report and made recommendations on assessment levels, budget, and related topics. The Annual Report includes the recommendations of the DTBAB and is a part of Exhibit 1 to Resolution No. 6327, as shown as Attachment A.

On March 25, 2024, the City Council adopted Resolution No. 6298, ordering a report on the status and projections of the District for Fiscal Year 2024-25. On April 22, 2024, the City Council adopted Resolution Nos. 6312 and 6313, as shown as Attachment B, accepting the Annual Report and budget and scheduling a public hearing for May 28, 2024, in order to consider continuation of the District for Fiscal Year 2024-25.

The District assessment includes the following fees:

General Assessment Fees: Apply to all businesses within the district. These fees are used for promotion, maintenance, and revitalization activities within the District.

Special Parking Assessment Fees: Apply only to selected businesses and are based on parking shortfalls as specified by City Zoning Code and a benefit ratio. The benefit ratio is based on a business's proximity to the location of a specific parking improvement and is used for acquisition, construction, and maintenance of those specific sub area parking improvements. The City has three publicly owned parking lots that are improved through special assessments. The remaining special parking assessment (Parking Lot #3) has been paid off and there are no active special parking assessments for Fiscal Year 2024-25.

Parking Lot #1 (Located on 9th Street between Yucca Lane and Elm Street)
The funding program for this parking lot, which was financed through the sale of serial bonds, was paid off in 1988 by means of property assessments on the individual property owners. In Fiscal Year 1996-97, these fees were levied on businesses adjacent to Parking Lot #1 to reimburse the City for half of the costs incurred for resurfacing of the parking lot. Final payments on this assessment were completed in June 2006.

Parking Lot #2 (Located on Cactus Lane)
The funding program for Parking Lot #2 was established in Fiscal Year 1987-88. SB 959 Grant monies were used to fund a portion of the cost and funding of the balance was shared equally by the City and the businesses located in the area of benefit. The business share of the assessment was paid off in June 1997.

Parking Lot #3 (Located at the Amtrak Station on Linden Ave. and Fifth Street)
Parking Lot #3 was completed in Fiscal Year 1989-90. SB 959 Grant monies were used on this project and, since this lot was intended to benefit both the downtown and the beach area, a portion of the cost was funded through the Tidelands Trust Fund as well as the City's General Fund. Businesses located in the proximity of Parking Lot #3 (also known as Sub Area "B") were paying an assessment of $51.00 per parking space shortfall. This debt was paid off in 2018.

The current annual assessment of $122.64 remains unchanged for Fiscal Year 2024-25. The DTBAB contemplated an adjustment to the assessment in accordance with the Consumer Price Index for Urban Wage Earners and Clerical Workers for Los Angeles-Riverside-Orange County, CA based on the March-to-March increase evaluation, which

is currently at 4-percent. However, the DTBAB found the current assessment is sufficient, and an increase would not be necessary. The Special Parking Assessment Fees, which apply only to selected businesses, are currently not active.

The purpose of this agenda item is to open the public hearing; receive any testimony and/or protests concerning the continuation of the District; close the public hearing; and adopt Resolution No. 6327, concerning the continuation of the District including establishing the annual general business assessment amount of $122.64 for Fiscal Year 2024-25.

DISCUSSION

Table 1 below shows the adopted general assessment (without the inflationary index) and the general assessment (with the inflationary index) and their corresponding revenues for the current, last, and proposed fiscal years. The table also shows the difference between revenue with the inflationary index and without.

Table 1: Adopted General Assessment with and without inflationary index

	Without Inflationary Index			With Inflationary Index		
Fiscal Year	Adopted General Assessment Fee	Revenue	CPI %	General Assessment Fee	Revenue	Difference
2014-15	$119.00	$15,589.00	0.99%	$120.17	$15,742.00	$153.00
2015-16	$119.25	$14,072.00	0.21%	$119.50	$14,101.00	$29.00
2016-17	$119.25	$15,503.00	1.34%	$120.84	$15,709.00	$206.00
2017-18	$119.25	$15,145.00	2.42%	$122.14	$15,512.00	$367.00
2018-19	$119.25	$15,145.00	3.89%	$123.88	$15,733.00	$588.00
2019-20	$119.25	$14,429.00	2.68%	$122.45	$14,816.00	$387.00
2020-21	$119.25	$15,145.00	2.18%	$121.85	$15,597.00	$452.00
2021-22	$119.25	$15,026.00	2.67%	$122.44	$15,427.00	$401.00
2022-23	$119.25	$15,264.00	8.67%	$129.59	$16,587.00	$1,323.00
2023-24	$119.25	$14,549.00	2.84%	$122.64	$14,962.00	$413.00
2024-25	$119.25	$14,549.00	4.00%	$124.02	$15,130.69	$581.69

Note: The above revenue are dependent on the number of open businesses in the District which pay the General Assessment Fee, except for FY 2020-21 and FY 2021-22, where General Assessment Fees were suspended.

The proposed expenses/revenues for Fiscal Year 2025-25 and the beginning/ending fund balance for the Parking and Business Improvement Area Fund is shown in Exhibit 1 to Resolution No. 6327.

POLICY CONSISTENCY

The process for continuation of the District is consistent with the requirements laid out in Chapters 3 and 4 of the Parking and Business Improvement Area Law of 1989.

FINANCIAL CONSIDERATIONS

Total revenue from the District is projected to be approximately $15,300 for Fiscal Year 2024-25.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

A notice of this hearing was published on May 16, 2024, in the Coastal View News, posted at City Hall, and mailed to the required mailing list of agencies and interested persons.

OPTIONS

1. Adopt Resolution No. 6327, concerning the continuation of the Parking and Business Improvement Area Assessment District No. 4 including establishing the annual general business assessment amount of $122.64 for Fiscal Year 2024-25. (Staff Recommendation).
2. The City Council could choose not to continue the Parking and Business Improvement Area Assessment District No. 4; however, the City cannot legally collect the assessments.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

ATTACHMENTS

Attachment A: Resolution No. 6327
Attachment B: Resolution Nos. 6312 and 6313

Staff contact:
Stephon Downes, Management Analyst
(805) 755-4446; stephond@carpinteriaca.gov

Signature

Reviewed by:
John L. Ilasin, Public Works Director
(805) 880-3402; johni@carpinteriaca.gov

Signature

Reviewed by:
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Signature

Reviewed by:
Ryan Kintz, Assistant City Manager
(805) 755-4450; ryank@carpinteriaca.gov

Signature

Reviewed by:
Michael Ramirez, City Manager
(805) 755-4400; michealr@carpinteriaca.gov

Signature

ATTACHMENT A

Resolution No. 6327

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RESOLUTION NO. 6327

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA CONTINUING THE CARPINTERIA PARKING AND BUSINESS IMPROVEMENT AREA DISTRICT NO. 4 FOR FISCAL YEAR 2024-25 AND IMPOSING CERTAIN ASSESSMENTS THEREIN PURSUANT TO THE CALIFORNIA PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989

WHEREAS, the Downtown "T" Business Advisory Board of the City of Carpinteria heretofore filed with this City Council a Report in writing dated April 22, 2024, presenting certain matters relating to imposing and modifying assessments for and continuing the Carpinteria Parking and Business Improvement Area District No. 4, which Report was approved by this City Council on April 22, 2024, by Resolution No. 6312; and

WHEREAS, by Resolution 6313, adopted April 22, 2024, and by subsequent action, this City Council designated Tuesday, May 28, 2024 at the hour of 5:30 P.M. in the City Hall, at 5775 Carpinteria Avenue, Carpinteria, California, as the time and place for the public hearing of protests and objections in relation to said assessments and notices of said hearing were duly posted and published, and affidavits of said posting and publication have been duly filed; and

WHEREAS, at the time and place published in accordance with State law, a hearing was duly held by this City Council at which time no substantial protests or objections were presented, and this City Council gave all persons present an opportunity to be heard in respect of any matter relating to the work or assessment proposed in said Resolution of Intention; and

WHEREAS, this City Council has taken evidence relating to whether public convenience and necessity require said work or improvement and also evidence relating to said proposed work, the boundaries of the proposed assessment district and sub-areas thereof and the benefits to the property to be included in the proposed assessment district and sub-areas thereof, and is fully informed in the premises; and

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. That none or an insufficient number of protests or objections having been filed, and the City Council does hereby approve, confirm and adopt the Report of the Downtown "T" Business Advisory Board, dated April 22, 2024, and the plans, estimate, diagram and assessment contained in said Report and attached in Exhibit 1.

SECTION 2. That each and all documents, resolutions and instruments herein before referred to in connection with aforesaid proceedings are on file in the office of the City Clerk of the City of Carpinteria and are open to public inspection, and the same and each and all of them are expressly made a part hereof.

SECTION 3. That the boundaries of the Parking and Business Improvement Area District No. 4 be unchanged from FY 1997-98.

SECTION 4. That the General Business Assessment, applicable to all businesses within the Improvement Area District No. 4, is not to be adjusted by the Consumer Price Index for Urban Wage Earners and Clerical Workers for Los Angeles-Riverside-Orange County, CA based on the March to March increase evaluation (+4%) and to remain at $122.64 for FY 2024-25.

SECTION 5. The debt for the creation of Parking Lot No. 3 has been paid off and there will be no parking assessments within Sub-Area "B" assessed per business.

SECTION 6. That based on previous official and unofficial studies including the Advisory Board's report dated April 22, 2024, relating to the City's Downtown Business Area and need for parking, general improvements and for economic growth and stability, as well as staff reports and public testimony presented in connection with the proposal to continue Carpinteria Parking and Business Improvement Area District No. 4, in the opinion of the City Council, businesses lying within the Parking and Business Improvement Area District No. 4 will be benefited by the expenditure of the funds raised by the assessment proposed to be levied. The assessment as adopted will not impair the ability of the District to meet contractual obligations to operate physical improvements.

SECTION 7. That the City Council does hereby order the continued levying of assessment as reflected in the attached Exhibit 1, for the Carpinteria Parking and Business Improvement Area District No. 4, for fiscal year 2024-25.

PASSED, APPROVED AND ADOPTED this 28th day of May 2024, by the following called vote:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBERS:

_____

Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held the 28th day of May 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of
Brownstein Hyatt Farber Schreck, LLP
Acting as City Attorney of the City of Carpinteria

Exhibit 1 to Resolution No. 6327

FY 2024-25 DTBAB Annual Report & Budget

City of Carpinteria
Downtown "T" Business Advisory Board

ANNUAL REPORT RELATIVE TO ASSESSMENT DISTRICT NO.4
Submitted April 22, 2024

BOARD RESPONSIBILITIES

In compliance with local and State regulations, the Downtown "T" Business Advisory Board (DTBAB) is responsible for providing an operational and financial mechanism to acquire, construct, and maintain off-street public parking facilities. Additionally, the Board makes recommendations to the City Council for general promotion of business activities, economic growth and stability in the District, and general maintenance issues within the Downtown "T". The Board has a duty to prepare and present an Annual Report to the City Council that addresses all matters relating to the Assessment District, including the methods and basis of levying the assessments and recommendations on use of funds collected by the District. Prior to preparing this report the Board reviewed the status of delinquent assessment fees and changes that have taken place on the assessment roll during the past year.

BACKGROUND

California State Law and Streets and Highways Code Sections 36500-36504 prescribe the process for levying assessments and establish guidelines for the appointment of an Advisory Board to make recommendations on assessments and use of funds collected by the Assessment District. The Downtown "T" Business Advisory Board was created in 1990 pursuant to the California Parking and Business Improvement Area Law of 1989 and was composed of five members (three assessment paying members and two at-large members). On June 24, 2019 the City Council restructured the Downtown "T" Business Advisory Board to seven members (four assessment paying members and three at-large members), as well as three alternate members. The members are appointed by the Mayor, subject to the advice and consent of the City Council. They serve at the pleasure of the City Council without pay. Four of the members must represent businesses paying assessment fees in Assessment District No. 4. The remaining three members, while preferably business-related and representative of the Assessment District, may be any qualified persons as determined by the Council. In addition, to the seven members, the City Council also created three alternate assessment-paying members to assist in obtaining a quorum.

ASSESSMENT DISTRICT NO. 4

Advisory Board
The Downtown "T" Business Advisory Board meets at City Hall at 8:30 a.m. on the first Thursday of every month. Meetings are conducted in accordance with the Brown Act and are open to the public.

Current Board members:

Mary Beth Radley	Assessment Paying Mbr. (Homestead Antiques & Trading Co.)
Richard Mancilla	Assessment Paying Member (The Worker Bee Cafe)
Andre Jackson	Assessment Paying Member (Corktree Cellars)
Kristina Calkins	Assessment Paying Member (Carpinteria Arts Center)
Lorraine McIntire (Chair)	At-Large Member
Tina Frontado	At-Large Member
Michelle Carlen	At-Large Member
Kevin Murphy	Alternate Boardmember
Louis Torres	Alternate Boardmember
Vacant	Alternate Boardmember

District Boundaries

The boundaries of Carpinteria Assessment District No. 4 include the areas adjacent to Linden Avenue from the railroad to Carpinteria Avenue and from Holly Avenue to Palm Avenue. All businesses located within the boundary of the Carpinteria Parking and Business Improvement Area District No. 4 are subject to a general business improvement assessment as set by City Ordinance and, where applicable, a special parking benefit assessment fee based on parking requirements as outlined in the City's zoning ordinance. The District Boundaries can be found following this report.

PARKING ASSESSMENT

Businesses within the boundaries of the Assessment District are subject to a special parking benefit assessment fee, which is used to reimburse the City's General Fund for the costs associated with the City's three parking lots. By City Ordinance No. 393, the funds derived from this assessment must be used exclusively for the purpose of acquisition, construction, and maintenance of off-street parking.

The criteria used for establishing parking assessments is based on the parking requirement per the zoning ordinance, less any on-site parking provided by the business, adjusted to reflect the benefit derived from the parking lot based on distance and accessibility to the parking lot.

- **Parking Lot # 1** (Located on 9th Street between Yucca Lane and Elm Street)
  The funding program for this parking lot, which was financed through the sale of serial bonds, was paid off in 1988 by means of property assessments on the individual property owners. In FY 1996-97 an assessment fee was levied on businesses adjacent to Parking Lot #1 to reimburse the City for costs incurred for resurfacing of the parking lot. Final payments on this assessment were completed in June, 2006.

- **Parking Lot #2** (Located on Cactus Lane)
  The funding program for Parking Lot #2 was established in FY 1987-88. SB 959 Grant monies were used to fund a portion of the cost and funding of the balance was shared equally by the City and the businesses located in the area of benefit. The business share of the assessment was paid off in June, 1997.

- **Parking Lot #3** (Located at the Amtrak Station on Linden Ave. and Fifth Street)
  Parking Lot #3 was completed in FY 1989-90. SB 959 Grant monies were used on this project and, since this lot was intended to benefit both the downtown and the beach area, a portion of the cost was funded through the Tidelands Trust Fund as well as the City's General Fund. Businesses located in the proximity of Parking Lot #3 were assessed for the construction of the parking lot. This assessment was paid off in 2018.

Board Recommendation:

The Downtown "T" Business Advisory Board recommends the following to the City Council:

Parking Lot # 1, Parking Lot #2, and Parking Lot #3
Parking Lots #1, #2, and #3 are paid off. No action taken by Board.

GENERAL BUSINESS ASSESSMENT

All businesses located within the boundaries of District No. 4 are required to pay a general business assessment fee.

As outlined by City Ordinance No. 393, funds derived from the general business improvement assessment are restricted funds and must be used exclusively for the benefit of general business revitalization, promotion and improvement within the boundaries of the Parking and Business Improvement Assessment District No.4.

The General Business Assessment fee for all businesses located within the Parking and Business Improvement Area District No. 4 had not been increased since 1991 when City Resolution No. 1998 increased the assessment from the Fifty Dollars ($50.00) set by Ordinance in 1988, to One Hundred Dollars ($100.00) per business per year. On June 27, 2011, the annual general assessment was increased to One Hundred Fifteen Dollars ($115.00) per business per year, including an annual inflationary adjustment with a maximum increase of 3% annually. In 2012, the general assessment fee was adjusted to $117.00 and in 2013 was $119.00 following the inflationary adjustments. For Fiscal Years 2020-21 and 2021-22, the Board suspended the general assessment to support Downtown "T" businesses during the COVID-19 pandemic and in Fiscal Year 2022-23, the Board reinstated the $119.25 per business general assessment. In Fiscal Year 2023-24, the Board approved a 2.84% increase, raising the annual fee to $122.65. The Board recommends no change to the general assessment fee for an inflationary adjustment and it remain at $122.65 per business for Fiscal Year 2024-25.

The annual inflationary index for this assessment is the Consumer Price Index for Urban Wage Earners and Clerical Workers for Los Angeles-Riverside-Orange County, CA. The calculation is based on a March to March increase evaluation, in accordance with other City fee adjustments. For the past couple of years, the Board has recommended that the inflationary index be suspended.

Board Recommendation:

The Downtown "T" Business Advisory Board recommends the following to the City Council:

> The current $122.65 General Business Assessment annual fee remain for fiscal year 2024-25 due to sufficient funding. Historically, the Committee has considered an adjustment to the assessment fee in accordance with the Consumer Price Index for Urban Wage Earners and Clerical Workers for Los Angeles-Riverside-Orange County, CA based on the March to March increase evaluation, currently at 4%. However, the Board concluded an increase in assessment fee is not necessary as they anticipate sufficient funding from the current fee of $122.65.

FUNDING OF DTBAB EVENTS AND ACTIVITIES

With the adoption of a City Marketing Plan in 1993, the City Council authorized the PBIA Board to fund events and activities in the Downtown "T" with monies derived from the annual General Business Assessment fees. The use of the restricted business assessment fees as the primary funding source changed the scope of the 1993 City Marketing Plan, at least geographically, from focus on a "Community-wide" plan to a Downtown "T" plan.

The Downtown "T" Business Advisory Board budget allocates the fees for planning and promotion of events held in the Downtown "T", as well as cooperative advertising programs, preparation and distribution of a courtesy map listing merchants in the Downtown "T", maintenance and replacement of the existing flag (banner) systems, a signage program, and many other maintenance/improvement activities.

It should be noted that the Project Carpinteria Committee, which was formed under the Marketing Plan and made up of PBIAAB members and representatives of the Carpinteria Valley Chamber of Commerce, has been dissolved and is no longer an active Committee under the Downtown "T" Business Advisory Board.

In October, 2007 the City Council approved the formation of a more inclusive community committee, separating it from the PBIAAB. Funding for the new "Carpinteria First" Committee was provided by the General Fund, with the expectation that the Committee would focus on events and activities that benefit the entire community. The Carpinteria First Committee was dissolved in 2019.

The Downtown "T" Business Advisory Board continues to have the responsibility and duty to oversee the Assessment District parking and business assessment fees in compliance with State regulations, including the responsibility to promote and encourage the economic growth and stability of the district. The Board also continues to plan and promote activities and events in the Downtown "T".

The DTBAB reviewed the proposed 2024-25 budget prepared by City staff. The balanced budget included various promotional, marketing, maintenance, improvements and special events that highlight the Downtown "T". In adopting the budget, the DTBAB recommends

that the budget be reviewed during the next fiscal year to explore ways to reduce the costs of the special events and parades while increasing the funds allocated to promotions and marketing.

PROPOSALS

The Downtown "T" Business Advisory Board recommends the following proposals to the City Council:

1. Although there are occasional delinquencies in the payment of general business assessment fees, delinquent merchants continue to receive the benefits funded by the business assessment fees. The Downtown "T" Business Advisory Board urges the City Council include the General Business Assessment fee in the Business License process and that renewal of said license be contingent on compliance with and payment of the General Business Assessment fee for applicable businesses.

2. Unpaid balances from an individual merchant continue to *not* be forgiven, but the balance due be carried forward and added to assessments billed to that business in the next fiscal year. Those merchants currently delinquent will be sent out a delinquent notice and letter.

PRESENTATION OF REPORT

It is recommended that the City Council accept this report and continue the existing Parking and Business Improvement Area District No. 4 for Fiscal Year 2024-2025, including the various proposals and recommendations associated therewith as presented or with modification.

SUBMITTED April 22, 2024 by:

Stephon L. Downes, Management Analyst and Staff Liaison to the Downtown "T" Business Advisory Board

CITY OF CARPINTERIA
Assessment District No. 4
Parking and Business Improvement Area Fund 210
General Business Assessment Budget
FY 2024-2025

Estimated Fund Balance on 7/1/24	**$ 00.00**
General Assessment	**$ 122.64**
Estimated General Assessment Revenue 2024-2025	**$ 15,300.00**
Estimated Parking Lot Assessment Revenue 2024-2025	**$ -**
Total Estimated Revenue	**$ 15,300.00**
Budgeted Expenditures	**$ 15,300.00**

Estimated General Fund Subsidy to Cover Parking Lot #3 Debt

Item Description		FY 23/24 Proposed Budget
Employee Salaries		
Portion of Annual Salary Attributed to DTBAB		$ -
Staff Liaison Work		
SUB TOTAL		$ -
Contract Services (210-161-5301)		
Laundering Banners		$ 600.00
PBIA Portion of Independence Day Parade		$ 1,850.00
PBIA Portion of Holiday Spirit Parade		$ 1,850.00
Downtown Community Sponsorships		$ 7,900.00
SUB TOTAL		$ 12,200.00
Printing & Advertising (210-161-5500)		
Advertisements (Halloween & DTBAB Mtgs.)		$ 800.00
SUB TOTAL		$ 800.00
Dues & Subscriptions (210-161-5510)		
BMI/ASCAP Musical Licensing		$ 1,550.00
SUB TOTAL		$ 1,550.00
Equipment/Office Rent & Leases (210-161-5536)		
Downtown "T" Washing Stations		$ -
SUB TOTAL		$ -
Supplies & Materials (210-161-5560)		
Banner Setup/Hardware		$ 530.00
Halloween Candy		$ 220.00
SUB TOTAL		$ 750.00
Street Maintenance (210-431-5302)		
Downtown "T" Trash Can Steam Cleaning		$ -
SUB TOTAL		$ -
Transfers In / (Transfers Out)		
Transfers In		
(Transfers Out)		
SUB TOTAL		$ -
GRAND TOTAL OF EXPENSES		**$ 15,300.00**
Projected Fund Balance (as of 6/30/24)		**$ 00.00**

ATTACHMENT B

Resolution Nos. 6312 and 6313

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RESOLUTION NO. 6312

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA ACCEPTING AND ORDERING THE FILING OF THE REPORT MADE PURSUANT TO THE REQUIREMENTS OF RESOLUTION NO. 6312 OF SAID COUNCIL PARKING AND BUSINESS IMPROVEMENT AREA DISTRICT NO. 4 (FY 2024-25)

WHEREAS, the City Council of the City of Carpinteria, California, did in Resolution No. 6298, adopted March 25, 2024, pursuant to the provisions of Chapters 3 and 4 "Parking and Business Improvement Area Law of 1989" of the State of California (Part 6 of Division 18 Section 36530 et seq. of the Streets and Highways Code of said State), require the Downtown "T" Business Advisory Board to make and file with the Clerk of the City Council a report in writing, presenting certain matters relating to the proposed acquisition, construction or maintenance of parking facilities for the benefit of the area; decoration of any public place in the area; promotion of public events which are to take place on or in public places in the area; furnishing music in any public place in the area; and general promotion of business activities in the area as contemplated under the provisions of said "Parking and Business Improvement Area Law of 1989"; and

WHEREAS, said Downtown "T" Business Advisory Board, pursuant to the requirements of said City Council as expressed in said Resolution and of said law, did make and on the 22nd day of April, 2024, file in the office of the City Clerk (who is ex-officio Clerk of the City Council) of said City, the report in writing responsive to the requirements of said Resolution and as contemplated under the provisions of said "Parking and Business Improvement Area Law of 1989"; and

WHEREAS, said City Clerk has presented the said report to the City Council of said City, and said Council has proceeded to carefully examine, inspect and consider the said report and is satisfied with said report and with each and all of the items therein set forth;

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. That the report of the Downtown "T" Business Advisory Board of the City of Carpinteria, California, bearing date of the 22th of April, 2024, which said report was prepared and filed pursuant to the requirements of the provisions of Resolution No. 6216 of the City Council of said City and in conformity with the provisions of the "Parking and Business Improvement Area Law of 1989," of the State of California, (Part 6 of Division 18 of the Streets and Highways Code of said State), and which said report was filed in the office of the City Clerk of the City of Carpinteria, California, on the 22nd day of April, 2024, be and the same is hereby approved as so prepared, presented and filed.

SECTION 2. That the City Clerk shall certify to the passage and adoption of this resolution; shall cause the same to be entered among the original resolutions of the City

Council of said City and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

PASSED, APPROVED AND ADOPTED this 22nd day of April, 2024 by the following called vote:

AYES: COUNCIL MEMBER: Lee, Nomura, Solorzano, Alarcon, Clark

NOES: COUNCIL MEMBER: None

ABSENT: COUNCIL MEMBER: None

ABSTAIN: COUNCILMEMBER: None

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held the 22nd day of April, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of
Brownstein Hyatt Farber Schreck, LLP
Acting as City Attorney of the City of Carpinteria

RESOLUTION NO. 6313

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA DECLARING ITS INTENTION TO ORDER THE CONTINUATION OF AN ASSESSMENT DISTRICT AND COLLECT ASSESSMENTS PURSUANT TO THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR PURPOSES OF ACQUISITION, CONSTRUCTION OR MAINTENANCE OF PARKING FACILITIES AND GENERAL PROMOTION OF BUSINESS ACTIVITIES IN THE AREA DESCRIBED AS SHOWN ON THE PLAN AND DIAGRAM FOR THE FISCAL YEAR COMMENCING JULY 1, 2024 AND ENDING JUNE 30, 2025; AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS IN RELATION THERETO -- CARPINTERIA PARKING AND BUSINESS IMPROVEMENT AREA DISTRICT NO. 4 (FY 2024-25)

THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That the public interest and convenience require, and that it is the intention of the City Council of the City of Carpinteria, California, to order the continuation of an assessment district known as the Carpinteria Parking and Business Improvement Area District No. 4 and to levy and collect assessments pursuant to the Parking and Business Improvement Area Law of 1989 (Streets and Highways Code 36500 et seq.) and to order the acquisition, construction and maintenance of parking facilities as well as to undertake such other activities for the purpose of the general promotion of business activities within the District as described herein, shown on the diagram and plan for the Carpinteria Parking and Business Improvement Area District No. 4, all as on file in the office of the City Clerk, for the fiscal year beginning July 1, 2024.

SECTION 2. The following summarizes the proposed boundaries, assessments and programs for Fiscal Year 2024-25 for Improvement Area District No. 4:

1. The boundaries of the Parking and Business Improvement Area District No. 4 are proposed to be unchanged from FY 1997-98.

2. The General Business Assessment, applicable to all businesses within the Improvement Area District No. 4, is proposed not to be adjusted by the Consumer Price Index for Urban Wage Earners and Clerical Workers for Los Angeles-Long Beach - Anaheim, CA based on the March-to-March increase evaluation of 4% and remain $122.64.

3. The debt for the creation of Parking Lot #3 has been paid off and there will be no parking assessments within Sub-Area "B" assessed per business as detailed in the staff report dated April 22, 2024.

4. Proceeds from the General Business Assessment will be used to promote and advertise business activities within the Improvement Area, develop a directional signage program, and contribute to parking lot maintenance activities.

SECTION 3. To expedite the making of said improvement, the City Council may at any time transfer into the Carpinteria Parking and Business Improvement Area District No. 4 Fund, from the General Fund, such sums as it shall deem necessary, and the sums so transferred shall be deemed a loan to such Fund and shall be repaid out of the proceeds of the assessments provided for in this resolution, and pursuant to the provisions of the "Parking and Business Improvement Area Law of 1989," referred to herein.

SECTION 4. That said contemplated work and improvement, in the opinion of the City Council, is of more than local or ordinary benefit, and said Council hereby makes the expense of said work and improvement chargeable upon a district, which district said Council hereby declares to be the district benefited by said work and improvement, and to be assessed to pay the cost and expense thereof, which said district consists of portions of the City of Carpinteria as shown on the Diagram and Plan for said District No. 4 on file in the office of the City Clerk, and to which said Diagram and Plan reference is hereby made for a complete and detailed description of said district, excepting from said district any portion of any public street, alley or court that may be included therein. The said Diagram and Plan so on file shall govern for all details as to the extent of said assessment district.

SECTION 5. Any lots or parcels of land known as public property, as the same is defined in Section 22663, Streets and Highways Code, hereinafter referred to, which are included in the said assessment district, shall be omitted and exempt from the assessment to be made to cover the costs and expenses of said contemplated improvement.

SECTION 6. The improvement contemplated by this Resolution of Intention shall be done under the provisions of the "Parking and Business Improvement Area Law of 1989" (now Part 6 of Division 18 of the Streets and Highways Code of the State of California).

SECTION 7. That on May 28, 2024, at approximately 5:30 P.M., at City Council Chambers in City Hall, located at 5775 Carpinteria Avenue, is hereby appointed as the date and place for hearing protests in reference to said improvement.

SECTION 8. That the City Clerk is hereby authorized, designated and directed to give notice of said hearing in time, form, and manner as required by law.

SECTION 9. That the Coastal View News, a newspaper of general circulation, published in the County of Santa Barbara and circulated in the City of Carpinteria, California, is hereby designated as the newspaper in which such notice shall be published.

SECTION 10. That this resolution shall take effect immediately, and the City Clerk shall certify to the passage and adoption of this resolution; shall cause the original of the same to be entered among the original resolutions of the City Council of said City; and shall make a minute of the passage and adoption thereof in the records of the proceedings

of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

PASSED, APPROVED AND ADOPTED this 22nd day of April, 2024 by the following called vote:

AYES:	COUNCIL MEMBER:	Lee, Nomura, Solorzano, Alarcon, Clark
NOES:	COUNCIL MEMBER:	None
ABSENT:	COUNCIL MEMBER:	None
ABSTAIN:	COUNCILMEMBER:	None

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held the 22th day of April, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of
Brownstein Hyatt Farber Schreck, LLP
Acting as City Attorney of the City of Carpinteria

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Resolution No. 6328, concerning the continuation of Assessment District No. 5 for Fiscal Year 2024-25.

STAFF RECOMMENDATION

Adopt Resolution No. 6328, concerning the continuation of Assessment District No. 5 for Fiscal Year 2024-25.

Sample Motion: I move to adopt Resolution No. 6328, as read by title only.

BACKGROUND/DISCUSSION

The Assessment District No. 5 (District) for the Winter Protection Berm Program was formed in 1992[1] in accordance with the Municipal Improvement Act of 1913 (California Streets and Highways Code Section 10000 et seq.) in order to fund a sand berm facility as a measure of shoreline protection for Carpinteria City Beach and immediately adjacent properties. In order to comply with Proposition 218, a vote of land owners within the District was held on January 13, 1997, and the recurring annual assessment was approved by 70-percent of eligible voters. In order to continue with the annual assessment, the City must comply with the provisions of California Streets and Highways Code Section 22620, which applies to all annual assessments levied after the formation of an assessment district.

On March 25, 2024, the City Council adopted by Resolution No. 6299, ordering a report of the status and projections of the District for Fiscal Year 2024-25. On April 22, 2024, the City Council adopted Resolution No. 6314, as provided in Attachment A, accepting the report and setting the matter for a public hearing on May 28, 2024.

The purpose of this agenda item is to open the public hearing; receive any testimony and/or protests concerning the continuation of the District; close the public hearing; and adopt Resolution No. 6328, as provided in Attachment B, concerning the continuation of the District for Fiscal Year 2024-25.

---

[1] City Council Resolution No. 3061, dated December 14, 1992.

POLICY CONSISTENCY

The recommendation can be found consistent with policies of the City's General Plan and Local Coastal Plan, as described below.

Safety Element Objective S-4: *Minimize the potential risks and reduce the loss of life, property and the economic and social dislocations resulting from flooding.*

Implementation Measure No. 13: *The City shall support and facilitate the current Army Corps of Engineers (ACOE) feasibility study and otherwise pursue long-term solutions for beach nourishment and establishment of a vegetated dune system at City Beach. As an interim measure, and with permission from the Coastal Commission and US Army Corps of Engineers, the City may construct a sand berm on the City Beach parallel to the homes fronting on the beach.*

FINANCIAL CONSIDERATIONS

The City contribution amount listed below will be included in the Proposed 2024-25 Fiscal Year Budget that staff will present to the Council in June. No additional appropriation is needed.

District Funding	$20,228.34
City Contribution	$15,271.66
Total Annual Cost	$35,500.00

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

A notice of this hearing was published on May 16, 2024, in the Coastal View News, posted at City Hall, and mailed to the required mailing list of agencies and interested persons.

The protection provided by the Winter Protection Berm Program is not intended to serve as a substitute for any flood protection improvements or flood insurance. The Winter Protection Berm Program is not impervious to being destroyed itself. Even with the Winter Protection Berm Program in place, the possibility of damage to public and private improvements by winter storms still exists.

OPTIONS

1. Adopt Resolution No. 6328, concerning the continuation of the Assessment District No. 5 for Fiscal Year 2024-25. (Staff recommendation)
2. The City Council could choose not to continue the Assessment District No. 5; however, the City cannot legally collect the assessments.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

ATTACHMENTS

Attachment A: Resolution No. 6314
Attachment B: Resolution No. 6328

Staff contact:
Stephon L. Downes, Management Analyst
(805) 755-4446; stephond@carpinteriaca.gov

Signature

Reviewed by:
John L. Ilasin, Public Works Director
(805) 880-3402; johni@carpinteriaca.gov

Signature

Reviewed by:
Licette Maldonado, Administrative Services Director
(805) 755-4448; licettem@carpinteriaca.gov

Signature

Reviewed by:
Ryan Kintz, Assistant City Manager
(805) 755-4450; ryank@carpinteriaca.gov

Signature

Reviewed by:
Michael Ramirez, City Manager
(805) 755-4400; michaelr@carpinteriaca.gov

Signature

ATTACHMENT A

Resolution No. 6314

RESOLUTION NO. 6314

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA TO SET THE ASSESSMENT FOR THE CITY OF CARPINTERIA'S ASSESSMENT DISTRICT NO. 5 FOR THE 2024-25 FISCAL YEAR. (PURSUANT TO THE MUNICIPAL IMPROVEMENT ACT OF 1913)

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CARPINTERIA DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. The City Council intends to set the amount of the assessment for the City of Carpinteria's Assessment District No. 5 and to levy and collect this assessment pursuant to the Municipal Improvement Act of 1913, Streets and Highways Code.

SECTION 2. The improvements to be made in this assessment district are generally described as follows:

> The annual installation and removal of Winter Protection Berm that is located along the entire length of the Carpinteria City Beach between Linden Avenue and the western limits of the City of Carpinteria along the coastline.

SECTION 3. This assessment district is known as Assessment District No. 5, City of Carpinteria, Santa Barbara County, California. The general location of this assessment district includes the area northerly of Carpinteria City Beach and southerly of Sandyland Road in the City of Carpinteria.

SECTION 4. In accordance with the City Council's Resolution Initiating Proceedings, the City Engineer has filed with the City Clerk the report required by the Municipal Improvement Act of 1913. All interested persons are referred to that report for a full and detailed description of the improvements, the boundaries of the Assessment District No. 5 and the proposed assessments upon assessable lots and parcels of land within the assessment district.

SECTION 5. On Tuesday, the 28th day of May, 2024, at the hour of 5:30 PM, or as soon thereafter as may be heard, the City Council will conduct a public hearing on the levying of the proposed assessment and ordering the installation of the improvements. The public hearing will be held in the City Council Chambers located at 5775 Carpinteria Avenue, Carpinteria, California.

SECTION 6. By adoption of this Resolution, the City Council indicates its intention to comply with the requirements of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, Streets and Highways Code Section 2800 and following including specifically Sections 2960 and 2961 thereof.

SECTION 7. The City Clerk is authorized and has been directed to give the notice of this hearing as required by Government Code Section 54954.6.

PASSED, APPROVED AND ADOPTED on April 22, 2024, by the following vote:

AYES:	COUNCILMEMBER(S):	Lee, Nomura, Solorzano, Alarcon, Clark
NOES:	COUNCILMEMBER(S):	None
ABSENT:	COUNCILMEMBER(S):	None
ABSTAIN:	COUNCILMEMBER(S):	None

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on April 22, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

ATTACHMENT B

Adopted Resolution No. 6328

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RESOLUTION NO. 6328

A RESOLUTION OF THE CARPINTERIA CITY COUNCIL LEVYING THE ANNUAL ASSESSMENT FOR ASSESSMENT DISTRICT NO. 5 (Pursuant to the Municipal Improvement Act of 1913)

WHEREAS, the City Council has taken a series of preliminary actions prior to assessing the parcels of real property within the boundaries of Assessment District No. 5; and

WHEREAS, the City Council adopted Resolution No. 6299, initiating proceedings for the improvement described therein under the Municipal Improvement Act of 1913, and directed the Engineer of Work for the Assessment District to prepare the Report required by Section 10203 and following of the Streets and Highways Code; and

WHEREAS, the Report describes the District improvements generally as follows: the annual installation and removal of the Carpinteria Beach Winter Protection Berm that is located along the entire length of the Carpinteria City Beach between Linden Avenue and the western boundary of the City of Carpinteria; and

WHEREAS, the Engineer of Work filed the Report on April 22, 2024 as directed, and the City Council adopted Resolution No. 6314 to levy and collect assessments within the Assessment District for fiscal year 2024-25 and set a public hearing to be held on May 28, 2024 at Carpinteria City Hall, 5775 Carpinteria Avenue, Carpinteria, CA 93013. Notice of the hearing was given in the time and manner required by law.

WHEREAS, at the public hearing, the City Council afforded to every interested person an opportunity to make a protest to the annual report either in writing or orally, and the City Council has considered each protest received.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. The City Clerk has determined that a majority protest does not exist.

SECTION 2. The City Council hereby confirms the Engineer's Report attached as Exhibit 1, orders the improvement as described and hereby levies the assessment set forth therein for fiscal year 2024-25.

SECTION 3. The City Clerk shall certify to the passage and adoption of this Resolution; shall cause the same to be entered among the original resolutions of the City Council of the City of Carpinteria and shall make a minute of the passage and adoption thereof in the records of the proceedings of the Carpinteria City Council in the minutes of the meeting at which this resolution is passed and adopted.

PASSED, APPROVED AND ADOPTED this 28th day of May, 2024 by the following called vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

Attest:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Carpinteria held on May 28, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

Approved as to form:

_____
Jena Shoaf Acos, on behalf of
Brownstein Hyatt Farber Schreck, LLP
Acting as City Attorney of the City of Carpinteria

Exhibit 1 to Resolution No. 6328

Assessment District No. 5
Engineer's Report for 2024-25

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City of Carpinteria Assessment District No. 5

Winter Protection Berm Program

Report of the City Engineer

Fiscal Year 2024 – 25

This report contains the following parts:

A. Plans and specifications of the winter berm project.

B. An estimate of the costs of the project.

C. An assessment role.

D. A statement of the method in which project costs were apportioned to each benefited parcel of land within the district.

E. A list of the names and addresses of each owner of property within the district's boundaries known to the City.

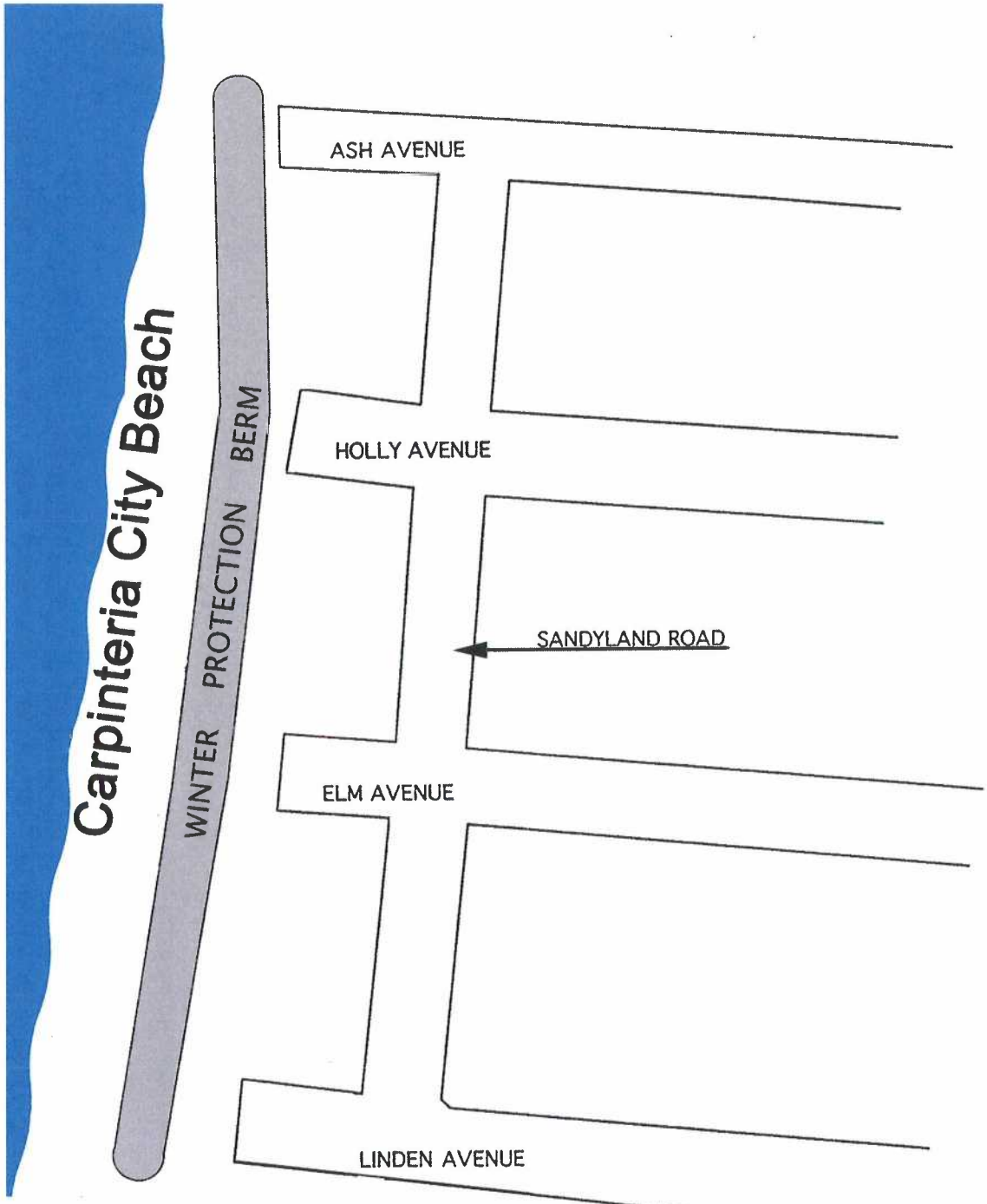
F. An assessment diagram.

G. A statement which confirms the collection of assessments for the project may be subsequent to the work for the project.

H. A statement of the total amount of assessments for all properties with in district's boundaries which remains unpaid and the total true value, as near as may be determined, of the parcels of land and improvements that are proposed to be assessed. This is provided pursuant to §2961 of California's Streets and Highways Code known as the Majority Protest Act of 1931.

PART A

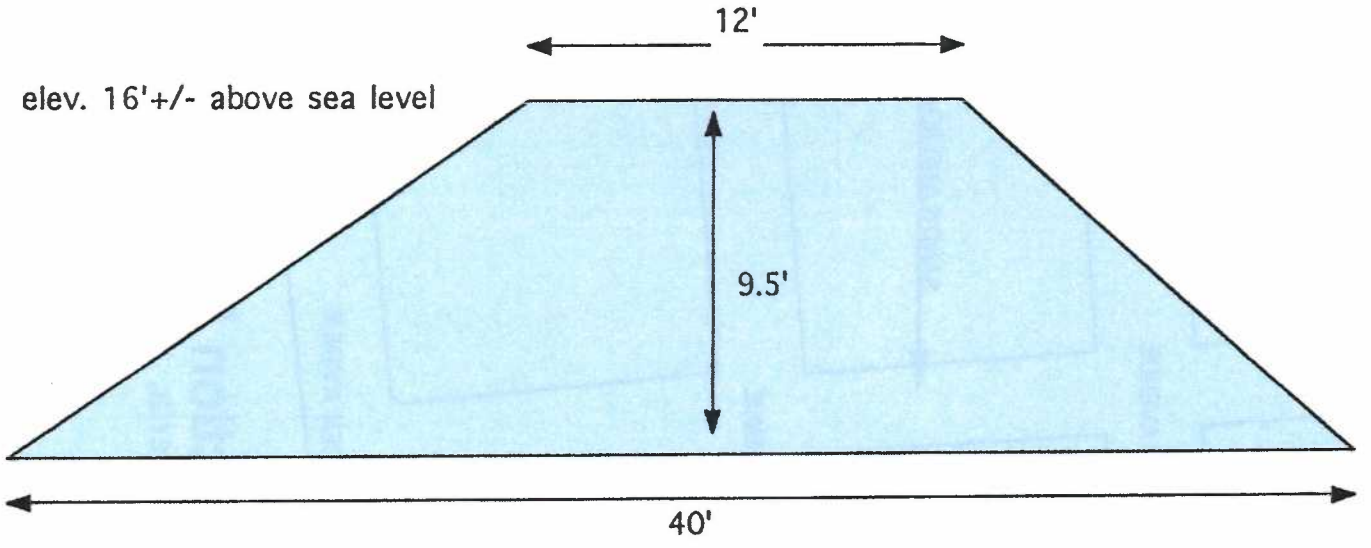
Project Plans and Specifications



Winter Protection Berm Project Site

Carpinteria, California 93013

CITY OF CARPINTERIA WINTER PROTECTION BERM (TYPICAL SECTION)



Typical Section
(no scale)

Sand Material shall be bulldozed up primarily from seaward side, preferably from above mean tide height

Notes:

1. Typical section diagram is typical only and may vary depending upon field conditions
2. Estimated cubic yardage is 13,200 CY based on 1,440 linear feet. This will vary depending on field conditions.

PART B

Estimate of Project Cost

Engineer's Report

Estimate of Project Cost

Carpinteria City Beach Winter Protection Berm

Fiscal Year 2024-2025

The following estimate of project cost for the Carpinteria City Beach Winter Protection Berm is prepared in order to determine the anticipated cost of installing, maintaining, and removing the annual project. Variables that exist in this estimation include not knowing what beach conditions will be for the berm installation in the fall, what level of maintenance will be necessary to keep the berm intact during the winter and how much machine time will be needed to remove the berm in the springtime. Other components of the cost estimate are more reliable. These components include the cost of biological reporting and project administration.

The installation of the winter protection berm is accomplished by a negotiated contract pursuant to 22032(a) of the California Public Contract Code. This code states that public projects of forty-five thousand dollars ($45,000) or less may be performed by the employees of a public agency by force account, by negotiated contract, or by purchase order.

For Fiscal Year 2024-2025, the cost is estimated to be $35,500. This amount is based upon the following breakdown:

Machine time: $12,000.00

The quantity of maintenance needed throughout the winter storm season is based upon the severity of weather encountered during the time the berm is in place. Some winters require no maintenance while others can require a significant maintenance effort. An amount should be contributed each year in an effort to anticipate some level of maintenance. Based upon empirical data, a contribution of five thousand dollars per year should, on average, be adequate.

$5,000.00

Removal of the berm in order to return the berm material to the upper tidal zone and to reconfigure the beach to a natural spring profile also varies for several reasons. Should the winter be exceptionally mild, and the berm remains one hundred percent intact, a greater amount of time will be required to remove it. After some winter seasons, a significant portion of the berm is eroded away, reducing berm removal costs. Removal costs can thereby vary significantly from year to year.

An estimated cost for this procedure equals: $12,000.00

Biological monitoring is a requirement of the Army Corps of Engineers and California Coastal Commission who grants authority to the City to do this project. Under the monitoring plan, the California grunion and snowy plover bird must be studied each season in order to ensure mechanical beach sand movement does not interfere with the spawning or nesting grounds. This procedure is performed by City staff with consultation being performed by a qualified biologist.

The cost of this operation equals: $ 2,000.00

The general administration of the berm project overall includes the coordination for construction of the berm, supervision of the construction, any general or related tasks associated with berm management, monitoring of the berm in the winter to watch for berm erosion, preparation of the reports that must be submitted to the Army Corps of Engineers and the California Coastal Commission, berm assessment accounting and management.

The cost of this operation equals: $4,500.00

Based, therefore, on the above anticipated cost of the project, the estimated cost in the fiscal year 2024-2025 would be thirty-five thousand five-hundred dollars ($35,500).

The Assessment District No. 5 total assessment was set in January 1997 by a mail ballot. In that process, the total District fees were set at Twenty thousand two hundred twenty-eight and 34/100 dollars ($20,228.34).

The City of Carpinteria may not raise that assessment without an affirmative vote of the affected property owners. As such, in 2024-25 the City will contribute to the District an amount of fifteen thousand two-hundred seventy-one dollars and 66/100 dollars ($15,271.66). Therefore, the net amount assessable on land within the district is Twenty thousand two hundred twenty-eight dollars and 34/100 dollars ($20,228.34).

PART C

Assessment Roll of Land Parcel Owners within the District

FY 2024-25 Assessment District No. 5 Assessment Roll

APN	Owner	Mailing Address	Mailing City, State, ZIP	Total Assessment
003-470-008	SEAHORSE TRUST 01/15/03	4040 FAIRWAY AVE	OAKLAND CA 94605 4514	$ 500.52
003-470-010	ROBERTS FAMILY TRUST B (RESIDUAL TRUST) 4/19/76	3150 FOOTHILL RD	CARPINTERIA CA 93013 3192	$ 494.21
003-470-013	CITY OF CARPINTERIA	5775 CARPINTERIA AVE	CARPINTERIA CA 93013	$ 15,271.66
003-490-001	MING, THARRELL & DINAH FAMILY LIMITED PARTNERSHIP	1113 TAM O SHANTER DR	BAKERSFIELD CA 93009	$ 547.90
003-490-025	CARNEVALE LOUIE & JACQUELINE FAM TR 6-83	18021 MAYERLING ST	GRANADA HILLS CA 91344	$ 235.30
003-760-001	REESER BRITTANY LEE BARNES	1155 N CENTRAL AVE 209	GLENDALE CA 91202 2539	$ 235.87
003-760-002	EHRGOTT LAUREN MULFORD	1583 BEE CANYON RD	ARROYO GRANDE CA 93420 4939	$ 235.87
003-760-003	CAMPBELL SANDYLAND LLC	15421 CHEMICAL LN	HUNTINGTON BEACH CA 92649 1219	$ 235.87
003-760-004	MILLER JAMES H/CAROL REV EST TR 5-14-80	40023 VILLAGE 40	CAMARILLO CA 93012	$ 235.87
003-760-005	MUNEIO THOMAS A	172 LA VISTA GRANDE	SANTA BARBARA CA 93103 2817	$ 235.87
003-760-006	JOHN M LIVING TRUST 10/13/06	492 MONARCH LN	SANTA BARBARA CA 93108 2689	$ 235.87
003-760-007	AMSS LLC	210 S ORANGE GROVE BLVD	PASADENA CA 91105	$ 235.87
003-760-008	GIACOPUZZI RUTH	4675 RICE CT	VENTURA CA 93003	$ 235.87
003-770-001	ROUGHAN, FRANCIS T	4709 SANDYLAND RD 3	CARPINTERIA CA 93013	$ 235.87
003-770-002	VAN WINGERDEN R & J FAMILY TRUST 11/28/95	4444 FOOTHILL RD	CARPINTERIA CA 93013 3075	$ 235.87
003-770-003	RESNIK RODNEY A/ANN B TRUSTEES (for) RESNIK LIV 1988 TR	352 CALLE CONVERSE	CAMARILLO CA 93010	$ 235.87
003-770-004	RESNIK 1988 LIV TR	352 CALLE CONVERSE	CAMARILLO CA 93010	$ 235.87
003-800-001	JAMIESON, LEE	3101 STATE RD	BAKERSFIELD CA 93308	$ 235.87
003-800-002	JAMIESON, KRYSTYNA	3101 STATE RD	BAKERSFIELD CA 93308	$ 235.87
003-800-003	DENNIS MAUL SALES, INC	2729 21ST ST	BAKERSFIELD CA 93301	$ 244.52
003-830-001	SANDYLAND TIC MANAGEMENT INC	4975 SANDYLAND RD	CARPINTERIA CA 93013 2313	$ 193.80
003-830-002	ALLEMAN FAMILY TRUST 10/30/17	2004 N TRACY AVE	SIMI VALLEY CA 93063	$ 193.80
003-830-003	SCHENKER, ERIC M	3324 STATE ST F	SANTA BARBARA CA 93105	$ 193.80
003-830-004	CHESLER, MARK/FLOR	4975 SANDYLAND RD 104	CARPINTERIA CA 93013	$ 193.80
003-830-005	COLETTA FAMILY RESIDUAL TRUST 4/21/00	966 BLUE MOUNTAIN CIR	WESTLAKE VILLAGE CA 91362 5457	$ 193.80
003-830-006	BOECKMANN FAMILY TRUST 9/19/00	8400 MELVIN AVE	NORTHRIDGE CA 91324 4133	$ 193.80
003-830-007	4975 SANDYLAND ROAD LLC	4975 SANDYLAND RD 107	CARPINTERIA CA 93013 2313	$ 193.80
003-830-008	ROGERS, LUCI	835 HOLLY AVE	CARPINTERIA CA 93013	$ 193.80
003-830-009	ECHEVERRIA, JAVIER	4403 BEAR MOUNTAIN BLVD	BAKERSFIELD CA 93313	$ 193.80
003-830-010	SCHIFRIN FAMILY TRUST 1/25/02	980 ENCHANTED WAY 105	SIMI VALLEY CA 93065	$ 193.80
003-830-011	OTIS HARVEY C TRUST 4/1/09	32126 VILLAGE 32	CAMARILLO CA 93012	$ 193.80
003-830-012	BLACKBURN, DAVID	32451 MEDITERRANEAN DR	MONARCH BEACH CA 92629	$ 193.80
003-830-013	PALACIOS RON/KELLY FAMILY TRUST 1/22/18	PO BOX 940148	SIMI VALLEY CA 93094 0148	$ 193.80
003-830-014	SION, HAIM MIKO/BARBARA SUSAN REVOCABLE TRUST 8/16/99	2768 BEL CIR	SIMI VALLEY CA 93063 5028	$ 193.80
003-830-015	WRIGHT, NANCY A	3153 SCOTTYS TERRACE	SIMI VALLEY CA 93063	$ 193.80
003-830-016	FORTNER/GUYOR FAMILY SURVIVOR'S TRUST 12/9/02	PO BOX 1530	WRANGELL AK 99929	$ 193.80
003-830-017	FRIEDMAN, MAURY/LISA	29480 BERTRAND DR	AGOURA HILLS CA 91301	$ 193.80
003-830-018	STENGEL FAMILY 2022 REVOCABLE TRUST 5/18/22	1525 JAY ST	CARPINTERIA CA 93013 1522	$ 193.80
003-830-019	GERLACH FAMILY LIVING TRUST 3/27/97	1186 DEEP WOOD DR	WESTLAKE VILLAGE CA 91362	$ 193.80
003-830-020	RINER, JAMES/PATRICIA TRUST 9/14/92	23222 8TH ST	NEWHALL CA 91321	$ 193.80
003-830-021	KOZMAN FAMILY TRUST 5/27/09	4259 CLARINDA DR	TARZANA CA 91356	$ 193.80
003-830-022	MULHOLLAND, MARYJANE	203 QUINCY AVE	LONG BEACH CA 90803	$ 193.80
003-830-023	RYCKMAN, GERALD OWEN JR TRUSTEE (for) RYCKMAN TRUST 10/10/90	1784 COLLINGSWOOD CT	WESTLAKE VILLAGE CA 91362	$ 193.80
003-830-024	KOZMAN, MIKE/CELINE TRUSTEES (for) KOZMAN FAM TR 6/26/95	3630 VIEWCREST DR	BURBANK CA 91504	$ 193.80

FY 2024-25 Assessment District No. 5 Assessment Roll

APN	Owner	Mailing Address	Mailing City, State, ZIP	Total Assessment
003-830-025	DAVIS, ROBERT L/W JACQUELINE	12008 WOOD RANCH RD	GRANADA HILLS CA 91344	$ 193.80
003-830-026	GENSTIL REVOCABLE TRUST 7/28/17	30 NORLYN DR	WALNUT CREEK CA 94596	$ 193.80
003-830-027	PRESS TRUST 10/2/17	10726 ESTHER AVE	LOS ANGELES CA 90064 3223	$ 193.80
003-830-028	ROLLINS, JANET L TRUSTEE (for) ROLLINS, JANET L TR 8/13/86	4605 WINDSOR BLVD	CAMBRIA CA 93428	$ 193.80
003-830-029	ALDRICH TRUST 11/30/87	707 E PALM AVE	BURBANK CA 91501	$ 193.80
003-830-030	GENSTIL TRUST 11/16/06	798 PREAKNESS PL	NEWBURY PARK CA 91320	$ 193.80
003-830-031	SCHILLO LLC	91 DOMBEY CIR	THOUSAND OAKS CA 91360 3601	$ 193.80
003-830-032	TODHUNTER LIVING TRUST 4/28/04	3101 CORONADO DR	FULLERTON CA 92835	$ 193.80
003-830-033	BLACKBURN, DAVID	32451 MEDITERRANEAN DR	MONARCH BEACH CA 92629	$ 193.80
003-830-034	MURACHANIAN FAMILY TRUST 2/20/01	2370 SHERWOOD RD	SAN MARINO CA 91108	$ 193.80
003-830-035	FREY FAMILY TRUST A	31349 CHERRY DR	CASTAIC CA 91384	$ 193.80
003-830-036	ROSS/MCDONOUGH FAMILY TRUST 12/3/13	10880 WILSHIRE BLVD 1000	LOS ANGELES CA 90024	$ 193.80
003-840-013	TYBARCA SORTINO PARTNERS, LLC (DE)	29249 WAGON RD	AGOURA CA 91301	$ 251.03
003-840-014	HENRY, PATRICK L/MERRY G 2007 REVOCABLE LIVING TRUST 7/20/07	139 WOOD DUCK DR	SANGER CA 93657	$ 251.03
003-840-015	PANT PROPERTIES, LP	1390 OAKRIDGE CT	NORTHRIDGE CA 91362	$ 251.03
003-840-016	MEZZIO SANDYLAND LLC	4925 SANDYLAND RD D	CARPINTERIA CA 93013 2356	$ 251.03
003-840-017	CLARK MIKE & BECKY FAMILY TRUST 4/9/19	4616 CHRISTMAS TREE LN	BAKERSFIELD CA 93306 1721	$ 251.03
003-840-018	HERMAN B & P TRUST	2715 PORTER ST 103	SOQUEL CA 95073 2437	$ 251.03
003-850-013	LUND, JOHN D & CHRISTINA E REVOCABLE LIVING TRUST 6/23/1998	98 OLIVE MILL LN	SANTA BARBARA CA 93108	$ 369.40
003-850-014	SINCLAIR, JACK L	4923 SANDYLAND RD	CARPINTERIA CA 93013	$ 251.03
003-850-015	GARCIA FAMILY TRUST 10/30/02	5301 SCOTT ROBERTSON RD	HIDDEN HILLS CA 91302	$ 251.03
004-090-001	BAMA & BAMPA EXEMPTION TRUST 9/7/05	PO BOX 228	SOMIS CA 93066	$ 235.30
004-090-003	FITZGERALD JAMES A TRUST NO II 9/24/79	1935 CALAMAR CT	CAMARILLO CA 93010 9279	$ 235.30
004-090-004	ZEOLLA PROPERTIES TRUST 12/23/20	534 ASPEN VIEW CT	OAK PARK CA 91377 3812	$ 235.30
004-091-001	PAICH DAVID/LORRAINE A TRUSTEES (for) PAICH FAM TR 6-19-90	10351 SANTA MONICA BLVD 270	LOS ANGELES CA 90025	$ 235.24
004-091-002	FERRO FAMILY TRUST 3/28/91	1110 E CENTER RD	SOMIS CA 93066 9760	$ 235.24
004-091-003	CARATAN, JUDITH LIVING TRUST 9/27/04	11611 HARRINGTON ST	BAKERSFIELD CA 93311	$ 235.24
004-091-004	HOBIN FAMILY TRUST	4327 SPRING FOREST LN	WESTLAKE VILLAGE CA 91362	$ 235.24
004-091-005	MARCHBANKS PROPERTIES, LLC	3000 CORMIER DR	BAKERSFIELD CA 93311 2946	$ 235.24
004-091-006	CARATAN, CL FAMILY TRUST 2/26/18	2901 22ND ST	BAKERSFIELD CA 93301	$ 235.24
004-091-007	MCINTOSH LIVING TRUST 5/12/17	14919 LA CUMBRE DR	PACIFIC PALISADES CA 90272	$ 235.24
004-091-008	DEMORNAY RICHARD TRUSTEE (for) DEMORNAY RICHARD TR 10/2/92	PO BOX 4085	SANTA BARBARA CA 93140	$ 235.24
004-101-001	ECKER, DORIS L TRUST 2/18/97	412 OAK HILL DR	BELLEVILLE IL 62223	$ 219.45
004-101-002	COOK, MYRON & CONNIE FAMILY TRUST 7/10/07	8633 LAGO DI COMO LN	BAKERSFIELD CA 93312	$ 219.45
004-101-003	BAMA & BAMPA SURVIVOR'S TRUST 9/7/05	PO BOX 228	SOMIS CA 93066	$ 219.45
004-101-004	SCHREINER TRUST 2/19/93	347 EL TUACA ST	CAMARILLO CA 93010	$ 219.45
004-101-005	COLLIER LIVING TRUST 1/20/89	185 CRESTVIEW AVE	CAMARILLO CA 93010 1759	$ 219.45
004-101-006	BIG MONEY PROPERTIES LLC	6077 COFFEE RD 4	BAKERSFIELD CA 93308	$ 219.45
004-101-007	MULLINS KATHERYN A TRUSTEE (for) MULLINS MARITAL TR 1/20/96	PO BOX 156	SOLVANG CA 93464	$ 219.45
004-101-008	4825 SANDYLAND 8, LLC	1359 SWEETWATER AVE	CAMARILLO CA 93010	$ 219.45
004-109-001	GPREV, LLC	2086 CERVATO DR	CAMARILLO CA 93012	$ 248.37
004-109-002	DUNCAN, M B SEPARATE PROPERTY TRUST	PO BOX 21235	BAKERSFIELD CA 93390 1235	$ 248.37
004-115-001	MARINA SHORES, LP	4681 SIERRA MADRE RD	SANTA BARBARA CA 93110	$ 236.37
004-115-002	MARINA SHORES, LP	4681 SIERRA MADRE RD	SANTA BARBARA CA 93110	$ 236.37

FY 2024-25 Assessment District No. 5 Assessment Roll

APN	Owner	Mailing Address	Mailing City, State, ZIP	Total Assessment
004-115-003	MARINA SHORES, LP	4681 SIERRA MADRE RD	SANTA BARBARA CA 93110	$ 236.37
			TOTAL	**$ 35,500.00**

PART D

Engineer's Report

Method of Apportionment of Assessment

Carpinteria City Beach Winter Protection Berm

Fiscal Year 2024-25

Engineer's Report
Method of Apportionment of Assessment
Carpinteria City Beach Winter Protection Berm
Fiscal Year 2024-25

The Carpinteria City Beach Winter Protection Berm Project is constructed along the Carpinteria City Beach bordered on the east by Linden Avenue and to the west by Ash Avenue. The berm is constructed each fall in order to provide a measure of protection to public and private improvements from severe winter storms and wave action. In order to fairly assess the ocean front properties that directly benefit from the berm protection, a formula was developed which reflects the benefit each parcel of land receives.

First, the cost of providing the service is divided into fixed and variable costs. Fixed costs are those that are required regardless of the amount of sand actually moved. These include the permit compliance, biological monitoring and administration of the berm project. The fixed costs are apportioned equally to all properties within the boundaries of the assessment district. The contribution toward the maintenance fund is also included among the fixed costs. Variable costs include the cost of the actual machine time required to move the sand. Since properties in the District receive varying levels of benefit depending upon the property's length of beach frontage, variable cost is assigned to each property based upon its actual length of beach frontage. Condominium or apartment properties' beach frontage was determined by dividing the number of units in each complex by the length of the property's beach frontage. These variable and fixed costs were apportioned to each property and an assessment assigned as part of a Proposition 218 vote and the assessments have not been altered in subsequent years.

A City owned parcel within the District's boundaries is assessed in the same fashion as all other parcels within the District's boundaries in order to comply with Article XIII D of the California Constitution.

PART E

A list of names and addresses of each property owner within the District's boundaries known to the City

FY 2024-25 Assessment District No. 5 Assessment Roll

APN	Owner	Mailing Address	Mailing City, State, ZIP
003-470-008	SEAHORSE TRUST 01/15/03	4040 FAIRWAY AVE	OAKLAND CA 94605 4514
003-470-010	ROBERTS FAMILY TRUST B (RESIDUAL TRUST) 4/19/76	3150 FOOTHILL RD	CARPINTERIA CA 93013 3192
003-470-013	CITY OF CARPINTERIA	5775 CARPINTERIA AVE	CARPINTERIA CA 93013
003-490-001	MING, THARRELL & DINAH FAMILY LIMITED PARTNERSHIP	1113 TAM O SHANTER DR	BAKERSFIELD CA 93009
003-490-025	CARNEVALE LOUIE & JACQUELINE FAM TR 6-83	18021 MAYERLING ST	GRANADA HILLS CA 91344
003-760-001	REESER BRITTANY LEE BARNES	1155 N CENTRAL AVE 209	GLENDALE CA 91202 2539
003-760-002	EHRGOTT LAUREN MULFORD	1583 BEE CANYON RD	ARROYO GRANDE CA 93420 4939
003-760-003	CAMPBELL SANDYLAND LLC	15421 CHEMICAL LN	HUNTINGTON BEACH CA 92649 1219
003-760-004	MILLER JAMES H/CAROL REV EST TR 5-14-80	40023 VILLAGE 40	CAMARILLO CA 93012
003-760-005	MUNEIO THOMAS A	172 LA VISTA GRANDE	SANTA BARBARA CA 93103 2817
003-760-006	JOHN M LIVING TRUST 10/13/06	492 MONARCH LN	SANTA BARBARA CA 93108 2689
003-760-007	AMSS LLC	210 S ORANGE GROVE BLVD	PASADENA CA 91105
003-760-008	GIACOPUZZI RUTH	4675 RICE CT	VENTURA CA 93003
003-770-001	ROUGHAN, FRANCIS T	4709 SANDYLAND RD 3	CARPINTERIA CA 93013
003-770-002	VAN WINGERDEN R & J FAMILY TRUST 11/28/95	4444 FOOTHILL RD	CARPINTERIA CA 93013 3075
003-770-003	RESNIK RODNEY A/ANN B TRUSTEES (for) RESNIK LIV 1988 TR	352 CALLE CONVERSE	CAMARILLO CA 93010
003-770-004	RESNIK 1988 LIV TR	352 CALLE CONVERSE	CAMARILLO CA 93010
003-800-001	JAMIESON, LEE	3101 STATE RD	BAKERSFIELD CA 93308
003-800-002	JAMIESON, KRYSTYNA	3101 STATE RD	BAKERSFIELD CA 93308
003-800-003	DENNIS MAUL SALES, INC	2729 21ST ST	BAKERSFIELD CA 93301
003-830-001	SANDYLAND TIC MANAGEMENT INC	4975 SANDYLAND RD	CARPINTERIA CA 93013 2313
003-830-002	ALLEMAN FAMILY TRUST 10/30/17	2004 N TRACY AVE	SIMI VALLEY CA 93063
003-830-003	SCHENKER, ERIC M	3324 STATE ST F	SANTA BARBARA CA 93105
003-830-004	CHESLER, MARK/FLOR	4975 SANDYLAND RD 104	CARPINTERIA CA 93013
003-830-005	COLETTA FAMILY RESIDUAL TRUST 4/21/00	966 BLUE MOUNTAIN CIR	WESTLAKE VILLAGE CA 91362 5457
003-830-006	BOECKMANN FAMILY TRUST 9/19/00	8400 MELVIN AVE	NORTHRIDGE CA 91324 4133
003-830-007	4975 SANDYLAND ROAD LLC	4975 SANDYLAND RD 107	CARPINTERIA CA 93013 2313
003-830-008	ROGERS, LUCI	835 HOLLY AVE	CARPINTERIA CA 93013
003-830-009	ECHEVERRIA, JAVIER	4403 BEAR MOUNTAIN BLVD	BAKERSFIELD CA 93313
003-830-010	SCHIFRIN FAMILY TRUST 1/25/02	980 ENCHANTED WAY 105	SIMI VALLEY CA 93065
003-830-011	OTIS HARVEY C TRUST 4/1/09	32126 VILLAGE 32	CAMARILLO CA 93012
003-830-012	BLACKBURN, DAVID	32451 MEDITERRANEAN DR	MONARCH BEACH CA 92629
003-830-013	PALACIOS RON/KELLY FAMILY TRUST 1/22/18	PO BOX 940148	SIMI VALLEY CA 93094 0148
003-830-014	SION, HAIM MIKO/BARBARA SUSAN REVOCABLE TRUST 8/16/99	2768 BEL CIR	SIMI VALLEY CA 93063 5028
003-830-015	WRIGHT, NANCY A	3153 SCOTTYS TERRACE	SIMI VALLEY CA 93063
003-830-016	FORTNER/GUYOR FAMILY SURVIVOR'S TRUST 12/9/02	PO BOX 1530	WRANGELL AK 99929
003-830-017	FRIEDMAN, MAURY/LISA	29480 BERTRAND DR	AGOURA HILLS CA 91301
003-830-018	STENGEL FAMILY 2022 REVOCABLE TRUST 5/18/22	1525 JAY ST	CARPINTERIA CA 93013 1522
003-830-019	GERLACH FAMILY LIVING TRUST 3/27/97	1186 DEEP WOOD DR	WESTLAKE VILLAGE CA 91362
003-830-020	RINER, JAMES/PATRICIA TRUST 9/14/92	23222 8TH ST	NEWHALL CA 91321

FY 2024-25 Assessment District No. 5 Assessment Roll

APN	Owner	Mailing Address	Mailing City, State, ZIP
003-830-021	KOZMAN FAMILY TRUST 5/27/09	4259 CLARINDA DR	TARZANA CA 91356
003-830-022	MULHOLLAND, MARYJANE	203 QUINCY AVE	LONG BEACH CA 90803
003-830-023	RYCKMAN, GERALD OWEN JR TRUSTEE (for) RYCKMAN TRUST 10/10/90	1784 COLLINGSWOOD CT	WESTLAKE VILLAGE CA 91362
003-830-024	KOZMAN, MIKE/CELINE TRUSTEES (for) KOZMAN FAM TR 6/26/95	3630 VIEWCREST DR	BURBANK CA 91504
003-830-025	DAVIS, ROBERT L/W JACQUELINE	12008 WOOD RANCH RD	GRANADA HILLS CA 91344
003-830-026	GENSTIL REVOCABLE TRUST 7/28/17	30 NORLYN DR	WALNUT CREEK CA 94596
003-830-027	PRESS TRUST 10/2/17	10726 ESTHER AVE	LOS ANGELES CA 90064 3223
003-830-028	ROLLINS, JANET L TRUSTEE (for) ROLLINS, JANET L TR 8/13/86	4605 WINDSOR BLVD	CAMBRIA CA 93428
003-830-029	ALDRICH TRUST 11/30/87	707 E PALM AVE	BURBANK CA 91501
003-830-030	GENSTIL TRUST 11/16/06	798 PREAKNESS PL	NEWBURY PARK CA 91320
003-830-031	SCHILLO LLC	91 DOMBEY CIR	THOUSAND OAKS CA 91360 3601
003-830-032	TODHUNTER LIVING TRUST 4/28/04	3101 CORONADO DR	FULLERTON CA 92835
003-830-033	BLACKBURN, DAVID	32451 MEDITERRANEAN DR	MONARCH BEACH CA 92629
003-830-034	MURACHANIAN FAMILY TRUST 2/20/01	2370 SHERWOOD RD	SAN MARINO CA 91108
003-830-035	FREY FAMILY TRUST A	31349 CHERRY DR	CASTAIC CA 91384
003-830-036	ROSS/MCDONOUGH FAMILY TRUST 12/3/13	10880 WILSHIRE BLVD 1000	LOS ANGELES CA 90024
003-840-013	TYBARCA SORTINO PARTNERS, LLC (DE)	29249 WAGON RD	AGOURA CA 91301
003-840-014	HENRY, PATRICK L/MERRY G 2007 REVOCABLE LIVING TRUST 7/20/07	139 WOOD DUCK DR	SANGER CA 93657
003-840-015	PANT PROPERTIES, LP	1390 OAKRIDGE CT	NORTHRIDGE CA 91362
003-840-016	MEZZIO SANDYLAND LLC	4925 SANDYLAND RD D	CARPINTERIA CA 93013 2356
003-840-017	CLARK MIKE & BECKY FAMILY TRUST 4/9/19	4616 CHRISTMAS TREE LN	BAKERSFIELD CA 93306 1721
003-840-018	HERMAN B & P TRUST	2715 PORTER ST 103	SOQUEL CA 95073 2437
003-850-013	LUND, JOHN D & CHRISTINA E REVOCABLE LIVING TRUST 6/23/1998	98 OLIVE MILL LN	SANTA BARBARA CA 93108
003-850-014	SINCLAIR, JACK L	4923 SANDYLAND RD	CARPINTERIA CA 93013
003-850-015	GARCIA FAMILY TRUST 10/30/02	5301 SCOTT ROBERTSON RD	HIDDEN HILLS CA 91302
004-090-001	BAMA & BAMPA EXEMPTION TRUST 9/7/05	PO BOX 228	SOMIS CA 93066
004-090-003	FITZGERALD JAMES A TRUST NO II 9/24/79	1935 CALAMAR CT	CAMARILLO CA 93010 9279
004-090-004	ZEOLLA PROPERTIES TRUST 12/23/20	534 ASPEN VIEW CT	OAK PARK CA 91377 3812
004-091-001	PAICH DAVID/LORRAINE A TRUSTEES (for) PAICH FAM TR 6-19-90	10351 SANTA MONICA BLVD 270	LOS ANGELES CA 90025
004-091-002	FERRO FAMILY TRUST 3/28/91	1110 E CENTER RD	SOMIS CA 93066 9760
004-091-003	CARATAN, JUDITH LIVING TRUST 9/27/04	11611 HARRINGTON ST	BAKERSFIELD CA 93311
004-091-004	HOBIN FAMILY TRUST	4327 SPRING FOREST LN	WESTLAKE VILLAGE CA 91362
004-091-005	MARCHBANKS PROPERTIES, LLC	3000 CORMIER DR	BAKERSFIELD CA 93311 2946
004-091-006	CARATAN, CL FAMILY TRUST 2/26/18	2901 22ND ST	BAKERSFIELD CA 93301
004-091-007	MCINTOSH LIVING TRUST 5/12/17	14919 LA CUMBRE DR	PACIFIC PALISADES CA 90272
004-091-008	DEMORNAY RICHARD TRUSTEE (for) DEMORNAY RICHARD TR 10/2/92	PO BOX 4085	SANTA BARBARA CA 93140
004-101-001	ECKER, DORIS L TRUST 2/18/97	412 OAK HILL DR	BELLEVILLE IL 62223
004-101-002	COOK, MYRON & CONNIE FAMILY TRUST 7/10/07	8633 LAGO DI COMO LN	BAKERSFIELD CA 93312
004-101-003	BAMA & BAMPA SURVIVOR'S TRUST 9/7/05	PO BOX 228	SOMIS CA 93066
004-101-004	SCHREINER TRUST 2/19/93	347 EL TUACA ST	CAMARILLO CA 93010

FY 2024-25 Assessment District No. 5 Assessment Roll

APN	Owner	Mailing Address	Mailing City, State, ZIP
004-101-005	COLLIER LIVING TRUST 1/20/89	185 CRESTVIEW AVE	CAMARILLO CA 93010 1759
004-101-006	BIG MONEY PROPERTIES LLC	6077 COFFEE RD 4	BAKERSFIELD CA 93308
004-101-007	MULLINS KATHERYN A TRUSTEE (for) MULLINS MARITAL TR 1/20/96	PO BOX 156	SOLVANG CA 93464
004-101-008	4825 SANDYLAND 8, LLC	1359 SWEETWATER AVE	CAMARILLO CA 93010
004-109-001	GPREV, LLC	2086 CERVATO DR	CAMARILLO CA 93012
004-109-002	DUNCAN, M B SEPARATE PROPERTY TRUST	PO BOX 21235	BAKERSFIELD CA 93390 1235
004-115-001	MARINA SHORES, LP	4681 SIERRA MADRE RD	SANTA BARBARA CA 93110
004-115-002	MARINA SHORES, LP	4681 SIERRA MADRE RD	SANTA BARBARA CA 93110
004-115-003	MARINA SHORES, LP	4681 SIERRA MADRE RD	SANTA BARBARA CA 93110

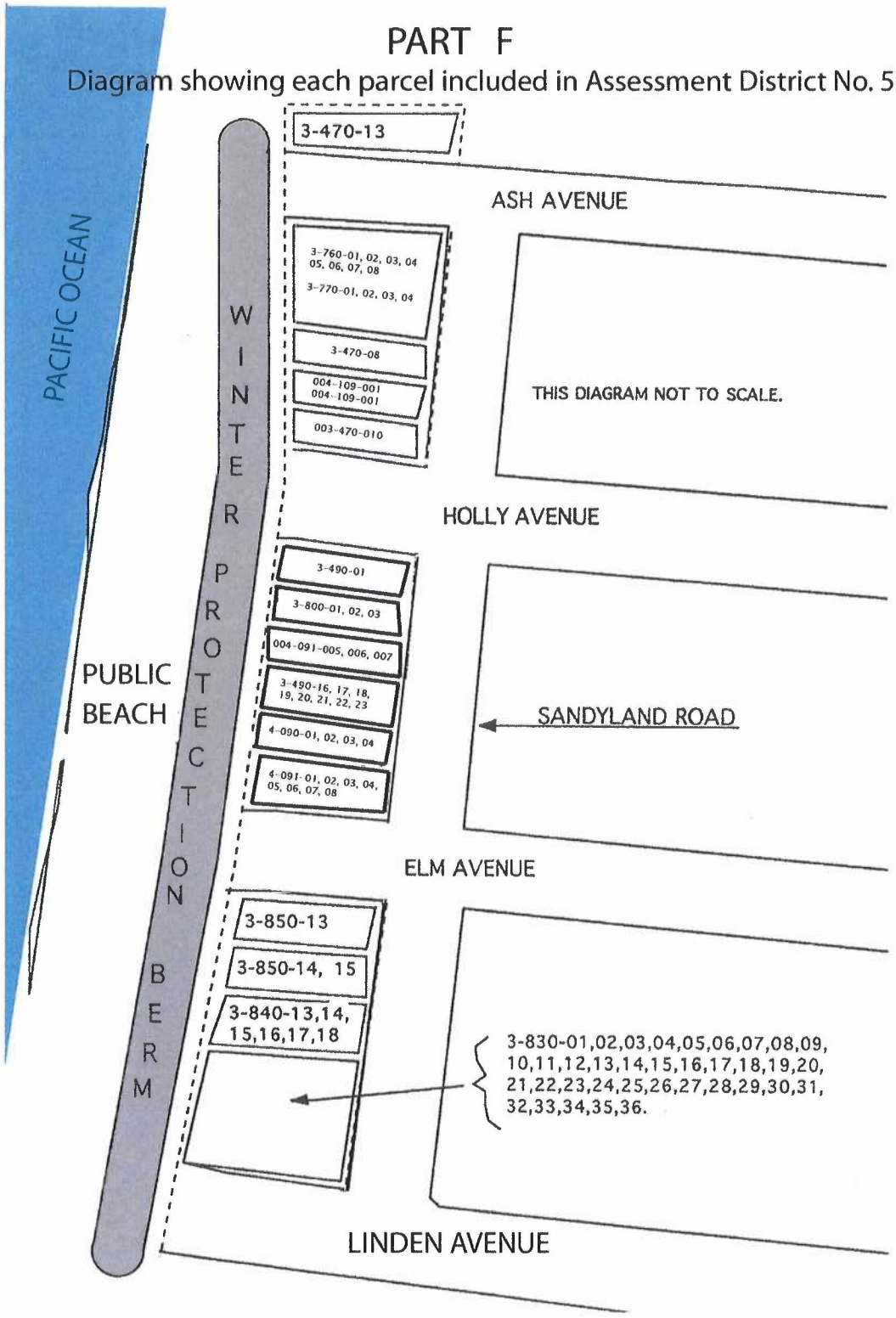
PART F

A diagram showing each parcel

included in Assessment District No. 5

PART F

Diagram showing each parcel included in Assessment District No. 5



PART G

Collection Statement

Collection Statement

The Collection of Assessment District No. 5 funds may take place after the construction, maintenance and / or removal of each season's project. Should in good faith, the City of Carpinteria construct the winter protection berm as described in the Park, Recreation, and Community Services Director's report, and subsequently, the proposed assessments be adopted, the district will reimburse the City of Carpinteria for the current season's project costs to the extent described in the Engineer's report.

PART H

Unpaid Assessment Statement

Unpaid Assessment Statement

The total principal sum of unpaid assessments for all properties within the City of Carpinteria's Assessment District Number Five's boundaries which remain unpaid as computed pursuant to paragraph (1) of Subdivision (b) of §2961 of California's Streets and Highways Code known as the Majority Protest Act of 1931 is $0.00 The total true value, as near as may be determined, of the parcels of land and improvements which are proposed to be assessed is equal or greater than $90,400,000.00 computed pursuant to paragraph (2) of subdivision (b) of §2961 of California's Streets and Highways Code known as the Majority Protest Act of 1931.

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Ordinance No. 783, an Ordinance of the City Council, of the City of Carpinteria, California, amending Chapter 2.04.620 of the Carpinteria Municipal Code to modify the compensation of the Carpinteria City Councilmembers pursuant to Government Code Section 36516.

STAFF RECOMMENDATION

Approve Ordinance No. 783, as read by title only, setting the new City Council compensation at the allowable amount per Senate Bill 329 (first reading).

Sample Motion: I move to approve Ordinance No. 783, on first reading, as read by title only, setting the new City Council compensation at the allowable amount per Senate Bill 329, and continue second reading for adoption to June 24, 2024. *(Requires reading of ordinance title and a roll call vote.)*

BACKGROUND

Carpinteria Municipal Code ("CMC") Section 2.04.620 pertaining to the compensation of City Councilmembers was last amended on June 25, 1990 by Ordinance No. 462 (Attachment A). Section 2.04.620 reads as follows:

> "Each councilmember shall be paid during his or her incumbency at the rate of three hundred ten dollars ($310.00) per month; provided, however, that any increase in compensation shall only become effective on the date of certification of a general municipal election at which time an elected councilmember takes office pursuant to Government Code Section 36516.5."

On June 29, 2023, Governor Gavin Newsom approved Senate Bill No. 329 (SB 329 - Attachment B) authored by Senator Bill Dodd, (D-Napa). SB 329 amended Government Code Section 36516 allowing a city council to establish by ordinance a salary up to a ceiling determined by the city's population. SB 329 increased the maximum base compensation for council members in a city such as Carpinteria, with a population of up to 35,000, to $950 per month. Additionally, SB 329 allows increases beyond the population-based salary maximums to an amount not exceeding the greater of either five percent (5%) for each calendar year from the operative date of the last adjustment or an

amount equal to inflation from January 1, 2024, based on the California Consumer Price Index, not to exceed ten percent (10%) for each calendar year.

At the City Council meeting of April 8, 2024, staff presented a report about SB 329, and the City Council directed staff to return with a proposed ordinance for consideration of a City Council compensation increase within a range of $837 to $950 per month.

The purpose of this agenda item is for the City Council to consider Ordinance No. 783, amending Section 2.04.620 of the CMC to modify the compensation of Councilmembers pursuant to Government Code Section 36516.The proposed Ordinance No. 783, provided in Attachment C, does not specify the exact amount of the monthly compensation. The amount, to be determined by the City Council, must be indicated in the motion.

DISCUSSION

Senator Dodd introduced SB 329 legislation with the intent to boost diversity and participation on California city councils. Senator Dodd stated, "City council members serve long hours and make critical decisions for our communities. It's a major commitment that's especially hard on working people and those from diverse or disadvantaged backgrounds who must balance jobs and family obligations."[1] The legislature has not increased the council salary ceiling since 1984, despite inflation rising over 300 percent during that time. SB 329 amends Government Code Section 36516 to better reflect the time commitment necessary to serve on a city council and to attract a more diverse pool of individuals to participate in local government with the goal of attracting more diverse individuals to serve on city councils by having the pay reflect the time commitment necessary to serve.

The City Council's current compensation of three hundred ten dollars ($310) per month ($3,720 per annum), has remained unchanged since 1990. In addition to a monthly stipend, many cities provide city council members with other benefits. In Carpinteria, Resolution 3057 (Attachment D) established that City Council members receive other benefits equal to management staff, with the exception that any cash received in lieu of health benefits must be placed into a deferred compensation account.

For the purposes of this report, staff conducted a city council compensation survey (Attachment E), comparing Carpinteria to sixteen benchmark cities used in the City's 2021 Total Compensation Study. The survey includes population size, agency classification (Charter or General Law), monthly compensation amounts, and eligibility for medical coverage. The analysis revealed that city council members in benchmark cities receive various benefits, ranging from no additional benefits to comprehensive medical, vision, dental insurance, and retirement systems.

[1] Senator Bill Dodd website (https://sd03.senate.ca.gov/news/20230502-senate-approves-sen-dodd%E2%80%99s-city-council-pay-cap-bill)

As stated above, Government Code Section 36516, as amended by SB 329, allows a city council to establish by ordinance a salary up to a ceiling determined by the city's population. For Cities with populations up to 35,000, such as Carpinteria, the maximum allowable salary is nine hundred fifty dollars ($950) per month. Salaries may be increased beyond the population-based caps by ordinance, but increases cannot exceed the greater of:

(A) An amount equal to five percent for each calendar year from the operative date of the last adjustment of the salary in effect when the ordinance or amendment is enacted (non-cumulative).

(B) An amount equal to inflation since January 1, 2024, based upon the California Consumer Price Index, which shall not exceed ten percent for each calendar year.

For the City Council, a non-cumulative annual increase of five percent since 1990 results in a current monthly salary of $837 (170% non-cumulative), as detailed in the attached financial analysis. Therefore, if the Council had implemented a five percent increase each year since 1990, the $310 monthly salary would now be $837. Additionally, had the compensation kept up with inflation for Los Angeles-Long Beach-Anaheim Urban Wage Earners, the value would be $754 per month (143% inflation). Alternatively, the City Council may choose to increase the current compensation of $310 per month to an amount up to, but not exceeding, $950 per month, based on the city's population.

Increasing Council compensation could incentivize potential candidates who might not have considered running due to the significant time commitment and financial constraints associated with the role. The City's current low compensation rates, unchanged since 1990, may discourage individuals from diverse communities and those with full-time jobs from running for office. By increasing the compensation for City Council members, Carpinteria could attract a wider range of candidates, including those from diverse backgrounds and younger generations, potentially leading to more inclusive decision-making processes. This reform, could help ensure that future city councils are reflective of the communities they serve.

Per Government Code section 36516.5, any city council compensation increase may take effect only when at least one member of the City Council commences a new term. Accordingly, any changes to City Council compensation will not become effective until after the election in November 2024 and certification of the election results. Moreover, staff may return every two years for consideration of any future adjustments bound by the existing formula set forth in Government Code section 36516, as allowed by state law and at the discretion of City Council.

POLICY CONSISTENCY

The recommended action aligns with the City's 2024 Strategic Plan Primary Goal #1: "Enhance Public Outreach, Education and Transparency" by encouraging public engagement in civic matters and fostering diversity on the City Council. The

recommendation also aligns with broader City policies aimed at fostering a diverse, equitable, and just community.

FINANCIAL CONSIDERATIONS

The Fiscal 2023-24 Budget currently allocates $310 per Councilmember per month, totaling $3,720 annually. As illustrated in Table 1, increasing the monthly compensation to $837, $894, or $950 would result in net annual increases of $6,324, $7,008, and $7,680 per councilmember, respectively, over what is currently paid. For Fiscal Year 2024-25 (covering seven months at the increased rate since the increase will not go into effect until December 2024), the net budget increases would be $5,859, $6,258, and $6,650, respectively.

The Fiscal Year 2024-25 Budget has allocated sufficient funds to accommodate an increase in compensation up to $950 per month per Councilmember. Any impacts on subsequent years will be budgeted accordingly.

Table 1: City Council Compensation Options

	Monthly	Annual	Annual Budget Increase Over Current	FY 24-25 Budget Impact (7 months)
Current (since 1990)	$310	$ 3,720	N/A Current	N/A Current
5% Non-cumulative Since Last Increase	$837	$10,044	$6,324	$5,859
Mid-range ($837-$950)	$894	$10,728	$7,008	$6,258
SB 329 Population Cap (35,000)	$950	$11,400	$7,680	$6,650

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

There are no legal or risk management considerations presented in this report.

OPTIONS

1. Approve Ordinance No. 783, as read by title only (first reading). Setting the monthly City Council compensation to $ _____ (any amount above $310 up to and including $950) per Councilmember.
2. The City Council may choose not to approve Ordinance No. 783 and instead provide alternative direction to staff as appropriate.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

ATTACHMENTS

Attachment A: Ordinance No. 462
Attachment B: Senate Bill 329
Attachment C: Ordinance No. 783
Attachment D: Resolution No. 3057
Attachment E: Council Compensation Survey

Staff contact: Teresa Ilasin, Management Analyst II
(805) 755-4458, teresai@carpinteriaca.gov

Signature

Reviewed by: Ryan Kintz, Assistant City Manager
(805) 755-4400, ryank@carpinteriaca.gov

for Ryan Kintz

Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov

Signature

ATTACHMENT A

ORDINANCE NO. 462

AN ORDINANCE OF THE CARPINTERIA CITY COUNCIL AMENDING SECTIONS 2.04.620, 2.28.070, 2.32.030 AND 2.36.040 OF THE CARPINTERIA MUNICIPAL CODE, AS AMENDED, AS SUCH RELATES TO COMPENSATION OF MEMBERS OF THE CITY COUNCIL, PLANNING COMMISSION, CITIZENS ADVISORY BOARD AND ARCHITECTURAL REVIEW BOARD

The Carpinteria City Council does hereby ordain as follows:

Section 1.

Section 2.04.620 of the Carpinteria Municipal Code, as amended, is hereby further amended to read as follows:

"2.04.620 Compensation of Councilmembers. Each Councilmember shall be paid during his or her incumbency at the rate of Three hundred Ten dollars ($310.00) per month; provided however, that any increase in compensation shall only become effective on the date of certification of a general municipal election at which time an elected Councilmember takes office pursuant to Government Code Section 36516.5."

SECTION 2.

Section 2.28.070 of the Carpinteria Municipal Code, as amended, is hereby further amended to read as follows:

"2.04.070 Compensation. Boardmembers shall be compensated at the rate of Thirty dollars ($30.00) per month during their tenure in office effective July 1, 1990. Boardmembers may be reimbursed for valid business expenses incurred on official city business."

SECTION #3.

Section 2.32.030 of the Carpinteria Municipal Code, as amended, is hereby further amended to read as follows:

"2.32.030 Appointment--Qualification--Compensation--Removal. Each member of the planning commission shall be a legal resident within the city at the time of his or her appointment and during his or her tenure in office. Commissioners shall be compensated at the rate of Sixty dollars ($60.00) per month during their tenure in office. Commissioners may be reimbursed for their valid expenses incurred on official city business. Commissioners shall be appointed by the Mayor with the approval of the council and may be removed at any time by affirmative vote of three members of the council."

SECTION 4.

Section 2.36.040 of the Carpinteria Municipal Code, as amended, is hereby further amended to read as follows:

"2.36.040 Organization--Meetings--Compensation. A. The Architectural Review Board shall elect a chairman and vice-chairman from among its voting members. Decisions shall be made by a majority of members present and voting.

B. The secretary of the Board shall maintain summary minutes of the Board's findings and determinations and shall furnish all necessary and reasonable assistance to the Board.

C. The Board shall determine a regular meeting time and date.

D. Boardmembers shall be compensated at the rate of Thirty dollars ($30.00) per month starting July 1, 1990, during their tenure in office. Boardmembers may be reimbursed for valid business expenses incurred on official city business."

SECTION 5.

This Ordinance shall take effect and be in force at the expiration of thirty (30) days from and after its passage; and before the expiration of fifteen (15) days of its passage shall be published once with the names of the members of the City Council voting for and against the same in the Carpinteria Herald, a newspaper of general circulation, published in the City of Carpinteria.

PASSED, APPROVED AND ADOPTED this 25th day of June , 1990, by the following called vote:

AYES: COUNCILMEMBER: ROBITAILLE, KING, LAWRENCE, LEWIS

NOES: COUNCILMEMBER: NONE

ABSTAIN: COUNCILMEMBER: WULLBRANDT

Thomas M. Lewis
Mayor, City of Carpinteria

ATTEST:

Nina R. Coates
City Clerk, City of Carpinteria

I hereby certify that the foregoing Ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held the 25thday of June , 1990.

Nina R. Coates
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Deputy City Attorney

ATTACHMENT B

Senate Bill No. 329

CHAPTER 27

An act to amend Section 36516 of the Government Code, relating to local government.

[Approved by Governor June 29, 2023. Filed with Secretary of State June 29, 2023.]

LEGISLATIVE COUNSEL'S DIGEST

SB 329, Dodd. Cities: city council members: compensation.

Existing law authorizes a city council to enact an ordinance to provide each member of the city council a salary based upon the population of the city, as specified. Existing law authorizes that amount to be increased by the city council by an amount that does not exceed 5% for each calendar year from the operative date of the last adjustment of the salary that is in effect when the increase is enacted. Existing law provides for the procedures by which a city may enact ordinances.

This bill would increase the maximum amount of salary, based upon the population of the city, that may be approved by an ordinance passed by the city council, as specified. The bill would authorize the salary of council members to be increased beyond the specified maximums to an amount not exceeding the greater of either 5% for each calendar year from the operative date of the last adjustment of the salary in effect when the ordinance or amendment is enacted, or an amount equal to inflation since January 1, 2024, based upon the California Consumer Price Index, which shall not exceed 10% for each calendar year. The bill would require the city council to consider the adoption of an ordinance to increase council member compensation in open session during at least 2 regular meetings of the city council.

Digest Key

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

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Bill Text

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. The Legislature finds and declares all of the following:

(a) The compensation schedule for general law cities has not been adjusted since 1984, meaning that city council compensation has not kept pace with inflation.

(b) Allowing cities to adjust their compensation for inflation since 1984 may help city councils become more diverse because increased compensation can help individuals from across different income levels receive

sufficient income from their service to help ensure that they can continue to serve the public and support their families.

SEC. 2. Section 36516 of the Government Code is amended to read:

36516. (a) (1) A city council may enact an ordinance providing that each member of the city council shall receive a salary based on the population of the city as set forth in paragraph (2).

(2) The salaries approved by ordinance under paragraph (1) shall be as follows:

(A) In cities up to and including 35,000 in population, up to and including nine hundred fifty dollars ($950) per month.

(B) In cities over 35,000 up to and including 50,000 in population, up to and including one thousand two hundred seventy-five dollars ($1,275) per month.

(C) In cities over 50,000 up to and including 75,000 in population, up to and including one thousand six hundred dollars ($1,600) per month.

(D) In cities over 75,000 up to and including 150,000 in population, up to and including one thousand nine hundred dollars ($1,900) per month.

(E) In cities over 150,000 up to and including 250,000 in population, up to and including two thousand five hundred fifty dollars ($2,550) per month.

(F) In cities over 250,000 population, up to and including three thousand two hundred dollars ($3,200) per month.

(3) For the purposes of this subdivision, the population of a city shall be determined by the last preceding federal census, or a subsequent census, or estimate validated by the Department of Finance.

(4) The salary of council members may be increased beyond the amount provided in this subdivision by an ordinance or by an amendment to an ordinance, but the amount of the increase shall not exceed the greater of either of the following:

(A) An amount equal to 5 percent for each calendar year from the operative date of the last adjustment of the salary in effect when the ordinance or amendment is enacted.

(B) An amount equal to inflation since January 1, 2024, based upon the California Consumer Price Index, which shall not exceed 10 percent for each calendar year.

(5) No ordinance shall be enacted or amended to provide automatic future increases in salary.

(b) Notwithstanding subdivision (a), at any municipal election, the question of whether city council members shall receive a salary for services, and the amount of that salary, may be submitted to the electors. If a majority of the electors voting at the election favor it, all of the council members shall receive the salary specified in the election call. The salary of council members may be increased beyond the amount provided in this section or decreased below the amount in the same manner.

(c) Unless specifically authorized by another statute, a city council may not enact an ordinance providing for compensation to city council members in excess of that authorized by the procedures described in subdivisions (a) and (b). For the purposes of this section, compensation includes payment for service by a city council member on a commission, committee, board, authority, or similar body on which the city council member serves. If the other statute that authorizes the compensation does not specify the amount of compensation, the maximum amount shall be one hundred fifty dollars ($150) per month for each commission, committee, board, authority, or similar body.

(d) Any amounts paid by a city for retirement, health and welfare, and federal social security benefits shall not be included for purposes of determining salary under this section, provided that the same benefits are available and paid by the city for its employees.

(e) Any amounts paid by a city to reimburse a council member for actual and necessary expenses pursuant to Section 36514.5 shall not be included for purposes of determining salary pursuant to this section.

(f) A city council member may waive any or all of the compensation permitted by this section.

(g) (1) For the purposes of this section, a city council shall consider the adoption of an ordinance to increase compensation in open session during at least two regular meetings of the city council.

(2) At the first meeting, the city council shall present the proposed ordinance, which shall include findings demonstrating the need for the increased compensation. The ordinance shall not be adopted at the first meeting.

(3) At least seven days after the first meeting, the city council shall hold a second meeting to consider whether to adopt the ordinance.

ATTACHMENT C

ORDINANCE NO. 783

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA, CALIFORNIA, AMENDING CHAPTER 2.04 TO ADJUST THE COMPENSATION OF COUNCILMEMBERS

WHEREAS, Government Code Section 36516 authorizes general law cities, including the City of Carpinteria, to pay city council members a monthly salary for their service up to a statutory limit based on city population; and

WHEREAS, the current City Council salary is $310 per month, which was established by Ordinance No. 462 on June 25, 1990; and

WHEREAS, on June 29, 2023, the Governor signed into law Senate Bill 329 ("SB 329"), which amended Government Code Section 36516 and made changes both to the amount of salary council members may receive and the manner in which salary adjustments can be made; and

WHEREAS, SB 329 was adopted to "reset" city council salaries to take into account that the salary amounts listed in the Government Code had not been revised since 1984 and thus had not kept pace with inflation. Moreover, in adopting SB 329, the State Legislature found and declared an intention to help city councils become more diverse and encourage more persons across different income levels to consider public service; and

WHEREAS, on April 8, 2024, the City Council received information pertaining to SB 329 and directed staff to return with an ordinance to consider a potential increase to the monthly City Council salary in a range between $837 to $950.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CARPINTERIA DOES ORDAIN AS FOLLOWS:

SECTION 1. INCORPORATION OF RECITALS

The above recitals are true and correct and are incorporated herein, and are each relied upon independently by the City Council for its adoption of this Ordinance.

SECTION 2. AMENDMENT OF CMC SECTION 2.04.620 ("COMPENSATION OF COUNCILMEMBERS").

Section 2.04.620 of the Carpinteria Municipal Code ("CMC") is hereby amended in its entirety to read as follows:

Each councilmember shall be paid during his or her incumbency at the rate of $_____ per month; provided, however, that any increase in compensation shall only be effective on the date of certification of a general municipal election at which time an elected councilmember takes office pursuant to Government Code Section 36516.5

SECTION 3. EFFECTIVE DATE.

This Ordinance shall take effect and be in force and effect thirty (30) days from and after its passage; and before the expiration of fifteen (15) days of its passage shall be published once with the names of the members of the City Council voting for and against the same in the Coastal View, a newspaper of general circulation, published in the City of Carpinteria, County of Santa Barbara pursuant to California Government Code Section 36937.

Pursuant to Government Code Section 36516.5, the adjustment in compensation for all City Council members provided by this ordinance shall not occur until the commencement of the terms of any new City Council members or re-elected City Council members following a general municipal election.

SECTION 4: SEVERABILITY

If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decisions shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed and adopted this Ordinance, and each and all provisions hereof, irrespective of the fact that one or more provisions may be declared invalid.

SECTION 5: CEQA EXEMPTION

The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines § 15060(c)(3) (this activity is not a "project" as defined in § 15378).

PASSED, APPROVED AND ADOPTED on June 10, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

_____
Mayor, City of Carpinteria

ATTEST:

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing Ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held on June 10, 2024.

_____
Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

_____
Jena Shoaf Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP acting as
City Attorney of the City of Carpinteria

ATTACHMENT D

RESOLUTION NO. 3057

A RESOLUTION OF THE CARPINTERIA CITY COUNCIL APPROVING AND ADOPTING HEALTH/DENTAL AND WELLNESS ALLOWANCE BENEFITS FOR MEMBERS OF THE CARPINTERIA CITY COUNCIL

WHEREAS, members of the Carpinteria City Council have had the opportunity to participate in the City's health and wellness benefit program since 1975; and,

WHEREAS, historically the health and wellness benefits for members of the City Council have been the same as those provided to management employees; and,

WHEREAS, the City Council wishes to update and specifically document health and wellness benefits as provided to members of the City Council;

NOW, THEREFORE, THE CARPINTERIA CITY COUNCIL hereby approves the same health/dental and wellness allowance benefits for members of the City Council as those provided to management employees by Resolution 3032, (Conditions of Employment for Management Personnel, Section 8) effective July 1, 1992.

PASSED, APPROVED AND ADOPTED this 9th day of November, 1992 by the following called vote:

AYES: COUNCILMEMBER: WULLBRANDT, JORDAN, STEIN, KING, LEDBETTER

NOES COUNCILMEMBER: NONE

ABSENT COUNCILMEMBER: NONE

M Ledbetter
Mayor, City of Carpinteria

ATTEST:

Jayne Diaz, Deputy
City Clerk, City of Carpinteria

I hereby certify that the foregoing Resolution was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held the 9th day of November, 1992.

Jayne Diaz, Deputy
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

City Attorney

SECTION 8

HEALTH/DENTAL/WELLNESS BENEFITS

8.1 HEALTH INSURANCE: The City will maintain the current health insurance program with the Public Employees Retirement System (PERS) Medical and Hospital Care Act pursuant to Government Code Section 22850. The health insurance program will be available to all management employees as follows:

(1) Each eligible employee may select one of the health insurance coverages provided in the Carpinteria geographic area, as defined by PERS.

(2) The City will provide an employer contribution of $192.00 per year for health insurance for each employee and, in addition, will fully pay for the remaining premium contribution balance for health insurance coverage for each employee, including dependent coverage when requested, to a maximum employer contribution equal to the premium charge for coverage under the Health Net HMO plan provided under the PERS Health Benefit Program. Employees shall be responsible for payment, as a payroll deduction, for any health insurance premium contribution which exceeds the premium for coverage under the Health Net HMO plan.

(3) Health insurance coverage for newly hired management employees will commence on the first day of the month following one full month of employment.

8.2 DENTAL INSURANCE: The City will provide 100% of the premium charged to maintain the Delta Dental Group Insurance Plan 4B-3 for management employees and, where appropriate, dependent coverage.

8.3 WELLNESS ALLOWANCE: In addition to the Health and Dental Insurance Programs, management employees will receive a wellness allowance of $810 for the FY 1992-93.

The purpose of the Wellness Program is to provide reimbursement to the covered employee for eligible medical and health-related costs not otherwise covered by health insurance or subject to reimbursement from any other source. Payment of medical costs, not covered by insurance, must be prescribed by a physician or determined by the Internal Revenue Service (IRS) to be an eligible health-related expense.

8.4 Reimbursement for bona fide health-related expenses, which may be eligible expenses under the wellness program may be subject to payroll taxes unless related to a particular medical condition and so prescribed by a medical doctor.

8.5 WELLNESS PROGRAM: Any balance remaining in the wellness allowance from funds allocated at the beginning of the fiscal year will not be retained by the individual at the end of the fiscal year, but will revert back to the City.

8.6 OUTSIDE COVERAGE OPTION: The employee is not required to select or participate in any health/dental insurance program provided by the City, but such employee must provide satisfactory documentation that he/she is covered by an alternative health/dental insurance program.

Those employees with proof of health and/or dental insurance coverage who choose not to participate in the City's group health insurance and/or dental insurance program due to the availability of other coverage through a spouse's employer, the military, or other source, will receive, in addition to the $810, a wellness benefit equal to fifty percent (50%) of the premium charged for the annual single coverage in the PERS Health Net HMO Plan available to this group of employees.

ATTACHMENT E

COUNCIL COMPENSATION SURVEY

AGENCY	AGENCY CLASSIFICATION	POPULATION	MAYOR MONTHLY STIPEND	COUNCILMEMBER MONTHLY STIPEND	MC*
Arroyo Grande	General Law	18,441	$798	$648	Yes
Buellton	General Law	5,164	$650	$550	No
Carpinteria	General Law	12,711	$310	$310	Yes
Fillmore**	General Law	16,419	$600	$600	No
Goleta	General Law	32,442	$5,522	$4,601	Yes
Grover Beach	General Law	13,000	$900	$720	Yes
Marina	Charter	22,500	$250	$200	No
Morro Bay	General Law	10,835	$1,400	$1,000	Yes
Ojai	General Law	7,600	$760	$760	Yes
Pacific Grove	Charter	15,000	$700	$420	No
Pismo Beach	General Law	8,000	$1,226	$927	Yes
Port Hueneme	Charter	21,712	$751	$751	Yes
Santa Barbara	Charter	87,381	$6,259	$5,007	Yes
Santa Paula	General Law	31,145	$600	$600	Yes
Solana Beach	General Law	13,000	$960	$860	Yes
Solvang	Charter	6,048	$700	$600	No
Ventura	Charter	109,924	$700	$600	No

Prior to SB 329, Government Code 36516 authorized agencies to increase council compensation by an amount not to exceed 5% each calendar year from the date of the last adjustment.

SB 329 amended Government Code 36516 to allow cities up to and including population of 35,000 to increase compensation up to $950/month. Salary may be increased beyond the population amount but shall not exceed the greater of 5% each calendar year from the operative date of the last adjustment or an amount equal to inflation since January 1, 2024.

All agencies meet twice a month with the exception of Santa Barbara who meets three times a month.

*MC = Medical coverage provided with City contribution towards premium.

**City of Fillmore increased city council compensation as a result of SB 329. Increase effective after December 2024 general election.

City of Carpinteria

COUNCIL AGENDA STAFF REPORT
May 28, 2024

ITEM FOR COUNCIL CONSIDERATION

Law Enforcement Services Budget Considerations, including Community Resource Deputy (CRD) Position and Summer Augmentation Patrol.

STAFF RECOMMENDATION

1. Receive report and provide direction to the City Manager regarding inclusion of Community Resource Deputy ("CRD") Position and Summer Augmentation Patrol in draft fiscal year 2024/2025 budget.

Sample Motion: I move to receive the report and provide direction to the City Manager regarding inclusion of Community Resource Deputy ("CRD") Position and Summer Augmentation Patrol in draft fiscal year 2024/2025 budget.

BACKGROUND

Since 1992, the City of Carpinteria ("City") has contracted with Santa Barbara County Sheriff's Office ("SBSO") for law enforcement services.[1] Such services are provided pursuant to a written agreement and include, but are not limited to, patrol functions, law enforcement support, traffic enforcement operations, and parking enforcement.

On September 25, 2023, City Council adopted the City's current agreement with SBSO, *Agreement No. 2023-037, City of Carpinteria Contract Law Enforcement Services for FY 2023/2024 – FY 2026/2027* ("Agreement").[2] The cost for law enforcement services during fiscal year ("FY") 2023/2024 are approximately $6.1 million (including supplemental services known as "Menu Items"). Costs are set to increase annually pursuant to an agreed-upon escalator, as further set forth in the Agreement. By the final year of the Agreement (FY 2026/2027), the City's annual cost for law enforcement services would be approximately $7.2 million. However, the Agreement does not cover all potential law

[1] In addition to providing contract law enforcement services to the City, the SBSO contracts with three other cities in the County – Buellton, Goleta, and Solvang (collectively with the City, the "Contract Cities"). Although each Contract City has its own agreement with the SBSO, the agreements are nearly identical in all respects except for overall costs.

[2] The Agreement is available at: https://carpinteriaca.gov/wp-content/uploads/2023/10/2023-037.pdf.

enforcement services that the City may need throughout the year. For this reason, in the FY 2023/2024 adopted budget, the City allocated an additional $50,000 (in addition to the annual cost for law enforcement service set forth in the Agreement) for additional patrol hours during the summer ("Summer Augmentation Patrol").

Costs under the City's agreements with SBSO have traditionally increased year over year, with recent increases being some of the highest the City has seen. In FY 2018/2019 the City's agreement with SBSO for law enforcement services totaled approximately $3.6 million. With a projected agreement amount of $6.5 million for FY 2024/2025, this equates to an increase of approximately 81% since FY 2018/2019.

The purpose of this agenda matter is to present City Council with potential cost-saving options, specifically related to law enforcement services, to mitigate current and future budget constraints. City staff is seeking feedback on the options, if any, the Council would like to pursue and incorporate in the draft budget to be presented at the first regular meeting in June.

DISCUSSION

With flattening revenues and rising costs, preliminary drafts of the City's FY 2024/2025 budget include reductions and/or deferments across many City programs. As this trend is expected to continue for at least the next few years, the City must explore all options to address both the short and long-term projected gaps between revenues and expenditures. As the City's largest single discretionary fund (e.g., General Fund and Measure X) expenditure, adjustments to law enforcement services will be an important part of both near and long-term budget balancing.[3]

On May 10, 2024, the City Manager and Assistant City Manager met with representatives of SBSO to discuss potential cost-saving options. Based on discussions with SBSO representatives, as well as research by City staff, two options are being presented for the Council's consideration:

- Elimination of the Community Resource Deputy (CRD) position
- Elimination and/or replacement of SBSO Summer Augmentation Patrol (i.e., supplemental patrol hours above and beyond the hours included as part of the Agreement) by private security company

Elimination of CRD

The CRD position works as a liaison between City staff and Sheriff's personnel and works cooperatively with the City Manager or designee, and the Station Lieutenant. The CRD focuses on interests unique to the City, develops crime prevention programs, and

[3] In 2011, faced with similar budget constraints, the City Council was presented with several cost-saving options for law enforcement services, including patrol staff reduction, elimination of both the CRD position and City detective positions, and elimination of the Summer Augmentation Patrol. In 2012, a combined CRD/Detective position was restored.

provides public education and instruction. The CRD also typically assists with coordinating City sponsored events and generally promotes community policing. The CRD is a "Menu Item" in the Agreement – i.e., a form of supplemental law enforcement services available for purchase by the City at the City's discretion. Menu items are terminable by the City on at least sixty (60) days advance written notice to SBSO.

In FY 2023/2024, the City paid $221,057 for the CRD. For FY 2024/2025, the City projects that it would pay at least $237,150 for the CRD. Accordingly, eliminating the CRD position would result in a cost savings of $237,150 for FY 2024/2025.

Eliminating the CRD position would affect the Carpinteria School District, as well as liaison and outreach work done by SBSO. However, even without the CRD, SBSO is committed to community policing. For example, recently a new deputy attended a Citizen Preparation Class held at the Carpinteria Community Library. Initially, participants were hesitant to meet with law enforcement, however, the deputy connected with participants by sharing his personal story of being raised by immigrant parents. After the meeting, one participant was inspired to pursue a career in law enforcement. Thus, community policing efforts would remain ongoing even without the CRD.

Elimination of Summer Augmentation

Summer Augmentation Patrol means supplemental patrol hours during what are typically peak times. Currently, the Summer Augmentation Patrol is set to run from Memorial Day weekend through Labor Day weekend, covering Fridays, Saturdays, Sundays, and Monday holidays. Two Deputies, Senior Deputies, or Sergeants are assigned to bike patrol, with one two-person shift per day. The patrol hours are as follows:

- Fridays: 8-hour shift from 1400 to 2200 (flexible times)
- Saturdays: 10-hour shift from 1100 to 2100 (flexible times)
- Sundays: 8-hour shift from 1100 to 1900 (flexible times)
- Holiday Mondays: 8-hour shift from 1000 to 1800 (flexible times)

Supplemental Augmentation Patrol is not guaranteed under the Agreement. Rather, it depends on SBSO deputies signing up, on a volunteer basis, for overtime shifts offered in the City. Since these shifts are not expressly contracted for in the Agreement, they are easily terminable – the overtime shifts simply are not offered. In FY 2023/2024, the City offered 902 overtime hours for Supplemental Augmentation Patrol; however, less one-third of these hours have been filled (and thus paid for by the City) to date.[4]

Eliminating Summer Augmentation Patrol could affect law enforcement services during peak times. However, as noted above, in recent years, deputies have not picked up all available Summer Augmentation Patrol hours. Therefore, the actual level of service experienced by the City with and without Summer Augmentation Patrol may not be meaningfully different. Additionally, the City could consider hiring a private security

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company to replace Summer Augmentation Patrol.[5] The cost for hiring private security would be approximately $35 per hour. For similar coverage to what was provided in FY 2023/2024 (i.e., approximately 250 to 300 hours), this would cost the City a maximum of $10,500 (compared to approximately $30,600 at an average of $102 per hour.)

In FY 2023/2024, the City budgeted $50,000 for Summer Augmentation Patrol (approximately 490 hours.) Not offering these additional overtime shifts would result in a budget savings of this amount. Given SBSO's previous staffing challenges with Summer Augmentation Patrol, the level of service in the City during peak times may not be meaningfully different with or without Summer Augmentation Patrol. Additionally, the City could consider hiring private security if necessary to supplement law enforcement services during peak times.

POLICY CONSISTENCY

The City's mission statement provides: "Government shall make judicious use of the City's limited resources to promote the highest possible quality of life for all of Carpinteria's residents."

The City Council's adopted 2024 Strategic Plan includes Primary Goal #3: "Take Steps to Address the Fiscal Sustainability of the City."

The cost-saving options set forth herein (i.e., eliminating the CRD and/or Summer Augmentation Patrol) are two potential cost saving measures consistent with the above policies.

FINANCIAL CONSIDERATIONS

There are financial considerations associated with receiving this report and providing feedback to City staff. If all cost-saving options are accepted, this could reduce the City's law enforcement services expenditure by $287,150.00 for FY 2024/2025. If no cost-saving options are accepted, City staff may be required to reduce/defer other City program items.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

The City Attorney has reviewed this staff report and will be available at the meeting to answer any questions.

[5] Several California cities, including Long Beach, San Francisco, Beverly Hills, Bakersfield, and Culver City, have supplemented their law enforcement staff with private security firms to address staffing shortages and budget constraints, enhancing their ability to maintain public safety during peak periods.

OPTIONS

A. Eliminate the CRD and Summer Augmentation Patrol
B. Eliminate only the CRD
C. Eliminate only Summer Augmentation Patrol
D. Decline elimination of the CRD and Summer Augmentation Patrol

PRINCIPAL PARTIES EXPECTED AT MEETING

Santa Barbara County Sheriff's Commander, Brad Welch
Santa Barbara County Sheriff's lieutenant, Ugo Arnodi
Carpinteria Community Resource Deputy, Bryan Dickey

ATTACHMENTS

None.

Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov

Signature

LEAGUE OF CALIFORNIA CITIES

5/28/24 City Council Meeting
Legislative Update

ACTION ALERT

SB 1037 (Wiener) and AB 1886 (Alvarez)

Together, these measures would unfairly subject cities acting in good faith to fines up to $50k per month for violating unspecified housing laws and encourage builder's remedy projects that do not adhere to local zoning standards.

OPPOSE

ACTION

Voice your **CITY'S OPPOSITION TODAY** by submitting a letter to your Senator on SB 1037 and submitting a letter to your Assembly Member on AB 1886.

A sample oppose letter for SB 1037 can be found HERE and a sample oppose letter for AB 1886 can be found HERE.

Click HERE to find your Senator and Assembly Member.

Background:

SB 1037 and AB 1886 are the newest addition to the state's annual barrage of overreaching housing bills that make it harder for cities to help achieve the state's housing goals.

Instead of pursuing legislation that seeks to punish local jurisdictions — even those working diligently to follow ever-changing housing laws — lawmakers should partner with local officials to provide clear guidance and technical assistance that helps them finalize their housing elements and put those plans to work so that much-needed housing construction can occur.

What do SB 1037 and AB 1886 specifically do?

SB 1037 (Wiener)

- Allows the Attorney General to take legal action against a city and seek fines up to $50K a month for violating unspecified state housing laws that require ministerial approval of certain housing projects or for failing to adopt a housing element that substantially complies with the law, even if the jurisdiction is acting in good faith.

AB 1886 (Alvarez)

- Subjects cities to builder's remedy projects unless the California

Department of Housing and Community Development or a court determines that the local agency's housing element substantially complies with the law. The builder's remedy allows a developer to construct a project that is inconsistent with both the city's general plan and zoning standards, except for sites that are identified for very low-, low-, or moderate-income housing.
- Eliminates local government's ability to "self-certify" their housing element.

Talking points:

SB 1037 (Wiener)
- Under SB 1037, Cities acting in good faith to certify their housing element could be subject to significant fines and be required to pay the Attorney General for all costs investigating and prosecuting the action, including expert witness fees and attorney's fees.
- SB 1037 does not provide an opportunity for cities to correct an honest mistake or address a genuine difference in interpretation of the law.
- New fines and penalties for cities will not build much-needed housing. Permanent, ongoing funding will. That is why YOUR CITY NAME is calling on the Governor and lawmakers to invest $3 billion annually in the state budget to help cities prevent and reduce homelessness and spur housing development.

AB 1886 (Alvarez)
- Encouraging builder's remedy projects is counterproductive and could result in homes being built on sites never considered for residential uses.
- What cities really need is for HCD to provide clear guidance and technical assistance to help them finalize their housing elements and put those plans to work so that much-needed housing construction can occur.