



**MINUTES OF THE REGULAR MEETING OF
THE SOLVANG CITY COUNCIL**

Council Chambers
1644 Oak Street
Solvang, CA 93463

May 26, 2020
Monday
6:30 p.m.

CALL TO ORDER: Mayor Toussaint called the meeting to order at 7:05 p.m.

ROLL CALL:

PRESENT: Mayor Ryan Toussaint, Mayor Pro Tem Robert Clarke, Council Members Chris Djernaes, Daniel Johnson, and Karen Waite (via teleconference)

STAFF: Xenia Bradford, City Manager, and Chip Wullbrandt, City Attorney

PLEDGE OF ALLEGIANCE

Led by Mayor Pro Tem Clarke

1. PUBLIC COMMUNICATIONS – WRITTEN OR VERBAL

Ed (Solvang Brewing Company)

- Addressed the Council regarding reopening commerce in Solvang in a post- COVID-19 era
- Spoke about the looming changes to the service industry as a result of social distancing guidelines
- Briefed the Council on his proposal of an expansion of existing outdoor patio space to the sidewalk parallel to Mission Drive
- Stated that this expansion will include a park like setting with artificial planters and tables appropriately distanced and shade to accommodate social distancing guidelines

Callers – None

Mayor Pro Tem Clarke read a statement requested to be read into the record submitted by Joshua Yamazaki, Solvang resident in which he expresses concern over comments made by Council Member Karen Waite at the May 11, 2020 City Council meeting related to the City's microloan program and the potential conflict of interest with members of the City Council or their relatives who own businesses in town applying for these City micro-loans.

Richard Lane

- Spoke about re-opening the economy in Solvang in a timely manner, particularly restaurants

2. EXECUTIVE, PIO REPORTS & ADVANCE CALENDAR

City Manager Xenia Bradford presented a brief report with the following highlights:

- Provided a recap of what the City has done and continues to do to help Solvang's businesses and the proposed changes that require Council approval
- County of Santa Barbara has been certified by the State of California to reopen and begin the latter part of Phase II
- City now has encroachment permits now for business seeking to operate within the ROW
- Spoke about the extension of the rent payment moratorium for residents and businesses
- Briefed the Council on the advanced calendar including the Special Meeting on Saturday, June 6 at 10:30 a.m. at City Hall to review the preliminary financial plan

3. CONSENT AGENDA

- a. Approval of Agenda as Presented
- b. Approval of Draft Minutes of the April 27, 2020 Regular City Council Meeting and Draft Minutes of the May 11, 2020 Regular City Council Meeting
- c. Receive and File Santa Barbara County Sheriff's Office Monthly Report for April 2020
- d. Receive City of Solvang Quarterly Financial Report for Quarter 3
- e. Receive the City of Solvang General Plan and Housing Update report required to be filed with the State of California
- f. Parcel Map 30077-3 Lot Subdivision (acceptance)

Mayor Toussaint asked if Council Members wished to pull any items, hearing none, he opened for public comments.

City Manager Xenia Bradford stated that she wanted to make an amendment to the agenda regarding item 3e and it was that staff had included an incorrect attachment, which is now being replaced with the correct attachment with said documents required to be sent to the State.

Motion made by Mayor Toussaint to approve the Consent Agenda with the City Manager's amendment to agenda item 3e, seconded by Mayor Pro Tem Clarke, and carried with a roll call vote of 5-0.

PUBLIC HEARING(S)

4. PUBLIC HEARING TO CONSIDER ADDITION OR ENLARGEMENT OF OUTDOOR SEATING FOR RESTAURANTS, BARS AND WINE TASTING IN THE TRC

- a. Adopt on a four-fifths vote Ordinance No. 20-0344 entitled, "Urgency Ordinance of the City Council of the City of Solvang, California Replacing Sections of 11-7A-1B2 and 11-16-4B of the Solvang Municipal Code"; and
- b. Introduce on a simple majority vote and conduct the first reading (by title only and waive further reading) of Ordinance No. 20-0345 entitled, "An Ordinance of the City Council of the City of Solvang, California Replacing Sections of 11-7A-1-B2 and 11-164B of the Solvang Municipal Code and determining the Ordinance to be exempt from CEQA" and refer to Planning Commission for recommendation.

City Manager stated that this is one of those items aimed at helping businesses by creating more outdoor space opportunities and asked the City Attorney to present the staff report detailing what the ordinances included in the agenda packet are intended to do and answered questions from the City Council.

Mayor Toussaint opened public comment at 8:13 p.m.

There were no public comments.

Mayor Toussaint closed public comment at 8:13 p.m.

Motion made by Mayor Toussaint to approve the item as presented, seconded by Council Member Djernaes, and carried with a roll call vote of 5-0.

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLVANG ESTABLISHING FEE COST RECOVERY FOR PLANNING FEES

Staff recommends that the City Council adopt Resolution No. 20-1105, a Resolution of the City Council of the City of Solvang amending fee structure for planning fees to provide recovery of actual costs.

City Manager Xenia Bradford requested that this item be moved to the next regularly scheduled City Council meeting, without objection, it was so ordered.

Mayor Toussaint opened public comment at 8:18 p.m.

There were no public comments.

Mayor Toussaint closed public comment at 8:18 p.m.

Motion made by Mayor Toussaint to move this item to the next meeting, seconded by Mayor Pro Tem Clarke, and carried with a roll call vote of 5-0.

6. AN UNCODIFIED EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOLVANG EXTENDING A TEMPORARY MORATORIUM ON EVICTIONS FOR NON-PAYMENT OF RENT BY RESIDENTIAL AND COMMERCIAL TENANTS WHO HAVE BEEN HARMED FINANCIALLY AS A RESULT OF COVID 19

That Council introduce and adopt by at least four-fifths vote, after reading in full, and uncodified Emergency Ordinance of the City Council of the City of Solvang, extending the temporary moratorium on evictions for non-payment of rent by residential and commercial tenants who have been harmed financially as a result of COVID-19.

Xenia Bradford asked the City Attorney to present the staff report. Chip Wullbrandt City Attorney stated that this is a fairly easy item to present and that staff is seeking the City Council to consider extending the expiration of the ordinance the City Council passed in March; that the extension will go through July 31, 2020.

A brief discussion ensued whereby Council Members sought additional clarification on the guidelines for the moratorium.

Mayor Toussaint opened public comment at 8:25 p.m.

There were no public comments.

Mayor Toussaint closed public comment at 8:25 p.m.

Motion made by Mayor Toussaint to accept staff's recommendation, seconded by Council Johnson, and carried with a roll call vote of 4-0-1 (Mayor Pro Tem Clarke voting no).

REGULAR BUSINESS AGENDA

7. COVID-19 EMERGENCY SITUATIONAL UPDATE AND POLICY DIRECTION

Staff recommends that the City Council receive staff report on COVID-19 Disaster situational update and provide staff with any additional policy direction.

City Manager Xenia Bradford briefed the Council on the latest developments of COVID-19 stating that the City is now on stage 2 of the latter part of re-opening and that the County has provided the criteria for certification for reopening. Ms. Bradford used a PowerPoint to bring the Council up to speed with respect to the four stages of the Governor's reopening strategy.

RECESS AND RECONVENE

Mayor Toussaint called for a recess at 8:30 p.m. The assembly reconvened at 8:37 p.m. with all Council Members, present.

Mayor Toussaint clarified that the T-bed tax is something that needs to be addressed with the SYV since that is a separate issue.

Mayor Toussaint opened public comment at 8:40 p.m.

There were no public comments.

Mayor Toussaint closed public comment at 8:40 p.m.

Motion made by Mayor Toussaint to accept staff's recommendation, seconded by Council Djernaes, and carried with a roll call vote of 5-0.

8. MARKETING AND TOURISM UPDATE

Staff recommends that the City Council:

1. Receive staff report, including public relations media valuation report and proposed modifications and street closures to accommodate social distancing; and
2. Authorize the City Manager to implement recommended street closures and temporary structures to expand business operations to outdoor spaces

City Manager Xenia Bradford made brief comments relative to this item and asked IDK staff to expand on the staff report.

Scott Shumake, IDK President, and Ana Ferguson presented the staff report and answered questions from Council.

Mayor Toussaint opened public comment at 9:40 p.m.

There were no public comments.

Mayor Toussaint closed public comment at 9:40 p.m.

Motion made by Mayor Toussaint to accept staff's recommendation, seconded by Mayor Pro Tem Clarke, and carried with a roll call vote of 5-0.

9. AB1234 REPORT OUT, COUNCIL COMMENTS AND REQUESTS

There were no AB1234 reports to announce.

Mayor Pro Tem Clarke commented that with respect to the public comments via email, which are received that these are read by the Council and archived.

Mayor Toussaint thanked the public for getting engaged and submitting their comments and that they are taken to heart; spoke about the challenges and tough decisions faced by the Council.

Council Member Djernaes asked if staff could be encouraged to survey the residents about what is transpiring in the City to make the residents better informed.

Mayor Toussaint adjourned the meeting at 9:55 p.m.

Minutes Prepared by:

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Daryl Betancur

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DARYL A. BETANCUR, MMC
Deputy City Clerk

In accordance with Solvang Municipal Code Section 1-4-16 (Ord. 14-305), minutes of the City Council of the City of Solvang are prepared in action style.