



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING August 16, 2011 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Ordinance and Finance Committees, which ordinarily meet at 12:30 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Schneider.

### ROLL CALL

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Randy Rowse, Michael Self, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, City Clerk Services Manager Cynthia M. Rodriguez.

### CHANGES TO THE AGENDA

#### Item Removed from Agenda

City Administrator James Armstrong reported that the following item was removed from the agenda due to the Supreme Court's decision to stay ABX1 27 and based upon the advice of the City Attorney.

13. Subject: Redevelopment Agency Continuation Ordinance (620.01)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring its Intention, Under Protest, to Make Remittances Required by ABX1 27 in Order to Avoid Dissolution of the Redevelopment Agency of the City of Santa Barbara; and

(Cont'd)

13. (Cont'd)

- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Determining that it will Comply, Under Protest, with the Voluntary Alternative Redevelopment Program Pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in Order to Permit the Continued Existence and Operation of the Redevelopment Agency of the City of Santa Barbara.

**PUBLIC COMMENT**

Speakers: Wayne Scoles, Rick Goodfriend, Kenneth Loch, Paul Fry, Cruzito Cruz.

**CONSENT CALENDAR**

The titles of the ordinances related to the Consent Calendar were read.

Motion:

Councilmembers House/Rowse to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

- 1. Subject: Introduction Of Ordinance Amending Municipal Code Title 17, Chapter 17.36, Pertaining To Operations At The Waterfront (570.03)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 17, Chapter 17.36 Pertaining to Parking in the Harbor Parking Lot.

Action: Approved the recommendation (August 16, 2011, report from the Interim Waterfront Director; proposed ordinance).

- 2. Subject: Introduction Of Ordinance For A Lease With Santa Barbara Sailing Center (330.04)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease with Two Five-Year Options with Skip Abed, Doing Business as Santa Barbara Sailing Center, for the Boat Rental and Sailing Instruction Facility at 303 West Cabrillo Boulevard Adjacent to the Harbor Launch Ramp, Effective September 21, 2011.

Action: Approved the recommendation (August 16, 2011, report from the Interim Waterfront Director; proposed ordinance).

3. Subject: Introduction Of Ordinance For A Lease With Seacoast Of Santa Barbara (330.04)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease with One Five-Year Option with Seacoast of Santa Barbara Inc., for a 562 Square-Foot Yacht Brokerage Office at 125 Harbor Way, at an Initial Base Rent of \$1,817 Per Month, Effective September 21, 2011.

Action: Approved the recommendation (August 16, 2011, report from the Interim Waterfront Director; proposed ordinance).

4. Subject: Proposed Airline Rates And Charges For New Terminal (560.01)

Recommendation: That Council approve airline rates and charges for the new Airline Terminal, including the annual Airline Terminal building space square footage rental rate of \$77, a boarding bridge fee of \$42 per turn, and a landing fee of \$2.50 per thousand pounds of gross landed weight, effective August 17, 2011, through June 30, 2012.

Action: Approved the recommendation (August 16, 2011, report from the Airport Director).

5. Subject: Agreement For Reimbursement With The U.S. Forest Service For Cooperative Fire Protection (520.03)

Recommendation: That Council authorize the Fire Chief to execute the Cooperative Fire Protection Agreement between the City of Santa Barbara and the U. S. Forest Service in a form of agreement approved by the City Attorney.

Action: Approved the recommendation; Agreement No. 23,856 (August 16, 2011, report from the Fire Chief).

6. Subject: Approval Of Equipment Standardization For The Fire Operations Division (520.03)

Recommendation: That Council find it to be in the City's best interest to approve standardizing Lion turnout suits for the Fire Operations Division during the next five-year period, ending June 30, 2016, and waive the formal bidding process in accordance with Section 4.52.070 (I) of the Santa Barbara Municipal Code.

Action: Approved the recommendation (August 16, 2011, report from the Fire Chief).

7. Subject: Adoption Of Ordinance Establishing Prima Facie Speed Limits (530.05)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 10.60 of the Municipal Code by Revising Section 10.60.015, Establishing Prima Facie Speed Limits on Cota Street Between Santa Barbara Street and Alameda Padre Serra at 25 Miles Per Hour.

Action: Approved the recommendation; Ordinance No. 5563.

8. Subject: Purchase Order For Primary Coagulant Chemicals For The William B. Cater Water Treatment Plant (540.10)

Recommendation: That Council find it in the City's best interest to waive the formal bidding process as authorized by Municipal Code 4.52.070(k), and authorize the City General Services Manager to issue a Blanket Purchase Order to Summit Research Labs as the sole source and most favorable source for providing the City with Sumaclear 830B and Sumaclear 1000 coagulant chemicals in an amount not to exceed \$500,000 for Fiscal Year 2012, with the option for the City General Services Manager to renew the purchase order for an additional four years, subject to the availability of appropriated funds for this purpose in the adopted budget for each subsequent fiscal year.

Action: Approved the recommendation (August 16, 2011, report from the Public Works Director).

9. Subject: Designation Of Voting Delegate And Two Alternates For The League Of California Cities Annual Conference (180.01)

Recommendation: That Council designate Mayor Helene Schneider as the voting delegate for the League of California Cities Annual Conference.

Action: Approved the recommendation.

## NOTICES

10. The City Clerk has on Thursday, August 11, 2011, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
11. Cancellation of the regular Redevelopment Agency meeting of August 16, 2011, due to lack of business.
12. A City Council site visit is scheduled on Monday, August 22, 2011, at 1:30 p.m. to the property located at 903 W. Mission Street, which is the subject of an appeal hearing set for August 23, 2011, at 2:00 p.m.

This concluded the Consent Calendar.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### **COMMUNITY DEVELOPMENT DEPARTMENT**

Councilmember Rowse stated that he would not participate in the following item due to a conflict of interest related to his ownership of a business located near the subject property, and left the meeting at 2:13 p.m.

14. Subject: Plaza De La Guerra Infrastructure Improvement Project Status Report (570.05)

Recommendation: That Council receive a status report on the Plaza de la Guerra Infrastructure Improvement Project.

#### Documents:

- August 16, 2011, report from the Assistant City Administrator/Community Development Director.
- PowerPoint presentation prepared and made by Staff.
- August 9, 2011, email communication from Pamela Boehr.
- August 15, 2011, letter submitted by Lawrence E. Cook.
- August 16, 2011, photographs submitted by Reverend Paul Vit.
- August 16, 2011, postcard submitted by Sheila Lodge.

#### Speakers:

- Staff: Housing and Redevelopment Manager Brian Bosse, Redevelopment Specialist Elizabeth Limón, Redevelopment Supervisor I Marck Aguilar, Associate Transportation Planner Stacey Wilson, Facilities and Special Events Supervisor Susan Jang-Bardick.
- Downtown Organization: Executive Director Bill Collyer.
- Members of the Public: Reverend Paul Vit; Dennis Rickard; Executive Director Jarrell Jackman, Santa Barbara Trust for Historic Preservation; Sheila Lodge; Robert Burke.

By consensus, the Council received the report.

## **MAYOR AND COUNCIL REPORTS**

15. Subject: Request From Councilmembers Self And Rowse On Maintenance And Protection Of City Of Santa Barbara Bus, Truck, Capacity, Emergency And Evacuation Routes (520.02)

Recommendation: That Council consider a request from Councilmembers Self and Rowse to establish new policies that would preserve the current bus, truck, capacity, emergency and evacuation routes established by the Santa Barbara Municipal Code.

(Cont'd)

15. (Cont'd)

Councilmember Rowse returned to the meeting at 3:44 p.m.

Documents:

August 16, 2011, report from the Public Works Director.

Speakers:

- Staff: Fire Chief Andy DiMizio, Public Works Director Christine Andersen, Police Lieutenant Jim Pflieger, City Administrator James Armstrong, Assistant City Administrator Paul Casey, City Attorney Steve Wiley.
- Metropolitan Transit District: General Manager Sherrie Fisher.
- Members of the Public: Michael Warnken.

Motion:

Councilmembers Francisco/Hotchkiss to direct Staff to include a policy in the circulation element that states that it is a high priority for the City that evacuation, commercial truck, and emergency response routes remain free and clear, and that hardscape and other permanent physical restrictions on traffic flow are discouraged on those routes.

Vote:

Majority voice vote (Noes: Councilmember House, Mayor Schneider; Abstentions: Councilmember White).

## RECESS

Mayor Schneider recessed the meeting at 4:59 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 16, and she stated that no reportable action is anticipated.

## CLOSED SESSIONS

16. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Santa Barbara Channelkeeper v. City of Santa Barbara, USDC Case No. CV-1103624 JHN (AGRx).

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

Documents:

August 16, 2011, report from the City Attorney.

(Cont'd)

16. (Cont'd)

Speakers:

Members of the Public: Michael Warnken.

Time:

5:03 p.m. - 5:17 p.m. Councilmember Self was absent.

No report made.

## **ADJOURNMENT**

Mayor Schneider adjourned the meeting at 5:17 p.m. to Monday, August 22, 2011, at 1:30 p.m. at the property located at 903 W. Mission Street, in memory of former City employee Marko Mendoza, and Navy Seal and Santa Barbara resident Louis Langlais.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

\_\_\_\_\_  
HELENE SCHNEIDER  
MAYOR

ATTEST:

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CYNTHIA M. RODRIGUEZ, CMC  
CITY CLERK SERVICES MANAGER