

**CITY OF SANTA BARBARA  
CITY COUNCIL**

**Helene Schneider**  
*Mayor*  
**Frank Hotchkiss**  
*Mayor Pro Tempore*  
**Grant House**  
*Ordinance Committee Chair*  
**Dale Francisco**  
*Finance Committee Chair*  
**Cathy Murillo**  
**Randy Rowse**  
**Bendy White**



**James L. Armstrong**  
*City Administrator*

**Stephen P. Wiley**  
*City Attorney*

**City Hall**  
*735 Anacapa Street*  
<http://www.SantaBarbaraCA.gov>

**APRIL 24, 2012  
AGENDA**

**ORDER OF BUSINESS:** Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council meeting begins at 2:00 p.m. in the Council Chamber at City Hall.

**REPORTS:** Copies of the reports relating to agenda items are available for review in the City Clerk's Office, at the Central Library, and <http://www.SantaBarbaraCA.gov>. In accordance with state law requirements, this agenda generally contains only a brief general description of each item of business to be transacted or discussed at the meeting. Should you wish more detailed information regarding any particular agenda item, you are encouraged to obtain a copy of the Council Agenda Report (a "CAR") for that item from either the Clerk's Office, the Reference Desk at the City's Main Library, or online at the City's website (<http://www.SantaBarbaraCA.gov>). Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office located at City Hall, 735 Anacapa Street, Santa Barbara, CA 93101, during normal business hours.

**PUBLIC COMMENT:** At the beginning of the 2:00 p.m. session of each regular City Council meeting, and at the beginning of each special City Council meeting, any member of the public may address the City Council concerning any item not on the Council's agenda. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that public comment is taken up by the City Council. Should City Council business continue into the evening session of a regular City Council meeting at 6:00 p.m., the City Council will allow any member of the public who did not address them during the 2:00 p.m. session to do so. The total amount of time for public comments will be 15 minutes, and no individual speaker may speak for more than 1 minute. The City Council, upon majority vote, may decline to hear a speaker on the grounds that the subject matter is beyond their jurisdiction.

**REQUEST TO SPEAK:** A member of the public may address the Finance or Ordinance Committee or City Council regarding any scheduled agenda item. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that the item is taken up by the Finance or Ordinance Committee or City Council.

**CONSENT CALENDAR:** The Consent Calendar is comprised of items that will not usually require discussion by the City Council. A Consent Calendar item is open for discussion by the City Council upon request of a Councilmember, City staff, or member of the public. Items on the Consent Calendar may be approved by a single motion. Should you wish to comment on an item listed on the Consent Agenda, after turning in your "Request to Speak" form, you should come forward to speak at the time the Council considers the Consent Calendar.

**AMERICANS WITH DISABILITIES ACT:** In compliance with the Americans with Disabilities Act, if you need special assistance to gain access to, comment at, or participate in this meeting, please contact the City Administrator's Office at 564-5305 or inquire at the City Clerk's Office on the day of the meeting. If possible, notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements in most cases.

**TELEVISION COVERAGE:** Each regular City Council meeting is broadcast live in English and Spanish on City TV Channel 18 and rebroadcast in English on Wednesdays and Thursdays at 7:00 p.m. and Saturdays at 9:00 a.m., and in Spanish on Sundays at 4:00 p.m. Each televised Council meeting is closed captioned for the hearing impaired. Check the City TV program guide at [www.citytv18.com](http://www.citytv18.com) for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

## **ORDER OF BUSINESS**

- 12:00 Noon - Special Finance Committee Meeting, David Gebhard Public Meeting Room, 630 Garden Street
- 12:30 p.m. - Ordinance Committee Meeting, Council Chamber
- 2:00 p.m. - City Council Meeting

### **SPECIAL FINANCE COMMITTEE MEETING - 12:00 NOON IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)**

**1. Subject: March 31, 2012, Investment Report And March 31, 2012, Fiscal Agent Report**

Recommendation: That the Finance Committee recommend that Council:

- A. Accept the March 31, 2012, Investment Report; and
  - B. Accept the March 31, 2012, Fiscal Agent Report.
- (See Council Agenda Item No. 11)

**2. Subject: Finance Committee Review Of The Recommended Budget For Fiscal Year 2013 (120.03)**

Recommendation: That the Finance Committee hear a report from staff on the Recommended Operating and Capital Budget for Fiscal Year 2013.

### **ORDINANCE COMMITTEE MEETING - 12:30 P.M. IN THE COUNCIL CHAMBER (120.03)**

**Subject: Proposed Single-Use Bag Ordinance**

Recommendation: That the Ordinance Committee review a draft Single-Use Bag Ordinance and provide direction to staff.

## REGULAR CITY COUNCIL MEETING – 2:00 P.M.

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### ROLL CALL

### CEREMONIAL ITEMS

1. **Subject: Proclamation Declaring April 22-28, 2012, As National Crime Victims' Rights Week (120.04)**

### CHANGES TO THE AGENDA

### PUBLIC COMMENT

### CONSENT CALENDAR

2. **Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of March 13, 2012.

3. **Subject: Lease Agreement With Mike Pyzel, Marine Surveyor (330.04)**

Recommendation: That Council approve a three-year lease agreement with two one-year options with Mike Pyzel, at a monthly rent of \$417 or six percent of gross sales, whichever is greater, for a marine surveyor's office at 125 Harbor Way, Suite 23.

4. **Subject: Lease Agreement With The Harbor Market (330.04)**

Recommendation: That Council approve a five-year lease agreement with Lisa Clagg, doing business as Harbor Market, for the 676 square foot convenience store located at 125 Harbor Way, Suite 8, at a base rent of \$2,159.75 per month, subject to an annual Cost of Living adjustment or 6% of gross sales, whichever is greater.

## CONSENT CALENDAR (CONT'D)

**5. Subject: Introduction Of Ordinance For A Lease Agreement With The Regents Of The University Of California For The UCSB Sailing Facility (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 Agreement with One Five-Year Option with the Regents of the University of California, at a Monthly Rent of \$1,998.40, for Approximately 5,563 Square Feet of Water Area Adjacent to the Sea Landing Rock Groin in the Santa Barbara Harbor, Effective June 1, 2012.

**6. Subject: Adoption Of Ordinance For Agreements To Use Recycled Water (540.13)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the Agreements Between the City of Santa Barbara and Pilgrim Terrace Homes, Montecito Country Club, Nineteenth District Agricultural Association and Santa Barbara Zoological Foundation to Use the City's Recycled Water System for Delivery of the City's Recycled Water

**7. Subject: Contract For Construction Of Safe Routes To School Modoc And Portesuello Intersection Improvements Project (530.04)**

Recommendation: That Council:

- A. Accept State Safe Routes to School Program funding in the total amount of \$218,275;
- B. Authorize the increase of estimated revenues and appropriations in the Fiscal Year 2012 Streets Fund by \$218,275, for the Safe Routes to School Modoc and Portesuello Intersection Improvements Project;
- C. Reprogram up to \$40,000 of existing appropriations in the Streets Fund for School Zone Safety Improvements to Safe Routes to School Modoc and Portesuello Intersection Improvements Project;
- D. Award a contract with Aguilera Brothers Construction, Inc., in their low bid amount of \$196,477.50 for construction of the Safe Routes to School Modoc and Portesuello Intersection Improvements Project, Bid No. 3627; and
- E. Authorize the Public Works Director to execute the contract and approve expenditures up to \$31,400 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment.

## **CONSENT CALENDAR (CONT'D)**

**8. Subject: Appropriation Of Court Ordered Forfeited Funds To The Investigative Division's Special Investigative Fund (520.04)**

Recommendation: That Council:

- A. Accept \$18,451 of court ordered forfeited funds; and
- B. Approve an increase in estimated revenue and appropriations in the Police Asset Forfeiture and Grants Fund.

**9. Subject: Integrated Pest Management 2011 Annual Report (330.01)**

Recommendation: That Council accept the Integrated Pest Management (IPM) 2011 Annual Report.

**10. Subject: Airport Parking Control Management System (550.08)**

Recommendation: That Council find it in the City's best interest to waive the formal bid process, as authorized by Municipal Code 4.52.070 L., and authorize the City's General Services Manager to issue a purchase order with Amano McGann, Inc. (Amano), in an amount not-to-exceed \$167,450 to provide and install Airport Parking Revenue Control Equipment in the Airline Terminal Parking Lot System.

**11. Subject: March 31, 2012, Investment Report And March 31, 2012, Fiscal Agent Report (260.02)**

Recommendation: That Council:

- A. Accept the March 31, 2012, Investment Report; and
- B. Accept the March 31, 2012, Fiscal Agent Report.

## **NOTICES**

- 12. The City Clerk has on Thursday, April 19, 2012, 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.
- 13. Received a letter of resignation from Rental Housing Mediation Task Force Member Trudy Paul; the vacancy will be part of the current City Advisory Group recruitment.

**This concludes the Consent Calendar.**

## REPORT FROM THE FINANCE COMMITTEE

## REPORT FROM THE ORDINANCE COMMITTEE

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### COMMUNITY DEVELOPMENT DEPARTMENT

**14. Subject: Santa Barbara Cottage Hospital And Neighborhood Update (610.04)**

Recommendation: That Council hear an update from the Santa Barbara Cottage Hospital (SBCH) representatives and receive comments from interested members of the public.

### PUBLIC WORKS DEPARTMENT

**15. Subject: Pavement Management Program Update (550.08)**

Recommendation: That Council receive a staff report on the Pavement Management Program.

**16. Subject: Measure A Five-Year Local Program Of Projects For Fiscal Years 2013 - 2017 (530.04)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2013 - 2017.

## COUNCIL AND STAFF COMMUNICATIONS

## COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

## CLOSED SESSIONS

**17. Subject: Conference With Real Property Negotiators - 1221 Anacapa Street (Granada Parking Garage) (330.03)**

Recommendation: That Council hold a closed session pursuant to the authority of Government Code Section 54956.8 to consider real property negotiations regarding the possible sale or lease of parking spaces to the County of Santa Barbara concerning the real property known as 1221 Anacapa Street.

**Property:** 1221 Anacapa Street (APN 039-183-046 and 039-183-054).

**City Negotiator:** City Administrator's office and the City Attorney's office.

**Negotiation Party:** County Executive Officer, Santa Barbara County.

**Under Negotiation:** Price, rent, terms of sale or lease.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

**18. 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. Pending litigation: Workers' compensation claim: *John Culbertson v. City of Santa Barbara, Case Number ADJ7889487.*

Scheduling: Duration, 10 minutes; anytime

Report: None anticipated

**19. Subject: Conference With Labor Negotiator (440.05)**

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the City's General bargaining unit, the City's Supervisory bargaining unit, the SBPD Police Officers Association, and the SBPD Police Management Association, and regarding discussions with confidential City employees and unrepresented management about salaries and fringe benefits.

Scheduling: Duration, 45 minutes; anytime

Report: None anticipated

**20. Subject: Conference With Legal Counsel - Potential Litigation (160.03.)**

Recommendation: That Council hold a closed session to consider the possible initiation of litigation pursuant to subsection (c) of Section 54956.9 of the Government Code and take appropriate action as needed (one potential case).

Scheduling: Duration: 15 minutes; anytime

Report: None anticipated

## ADJOURNMENT

CITY OF SANTA BARBARA  
**FINANCE COMMITTEE**  
SPECIAL MEETING AGENDA

DATE: April 24, 2012

Dale Francisco, Chair

TIME: 12:00 P.M.

Bendy White

PLACE: David Gebhard Public Meeting Room  
630 Garden Street

Cathy Murillo

James L. Armstrong  
City Administrator

Robert Samario  
Finance Director

**ITEMS TO BE CONSIDERED:**

**1. Subject: March 31, 2012 Investment Report and March 31, 2012 Fiscal Agent Report**

Recommendation: That the Finance Committee recommend that Council:

- A. Accept the March 31, 2012, Investment Report; and
- B. Accept the March 31, 2012, Fiscal Agent Report.

(See Council Agenda Item No.11)

**2. Subject: Finance Committee Review Of The Recommended Budget For Fiscal Year 2013**

Recommendation: That the Finance Committee hear a report from staff on the Recommended Operating and Capital Budget for Fiscal Year 2013.



# CITY OF SANTA BARBARA

## FINANCE COMMITTEE AGENDA REPORT

**AGENDA DATE:** April 24, 2012  
**TO:** Finance Committee  
**FROM:** Administration Division, Finance Department  
**SUBJECT:** Finance Committee Review Of The Recommended Budget For Fiscal Year 2013

### RECOMMENDATION:

That the Finance Committee hear a report from staff on the Recommended Operating and Capital Budget for Fiscal Year 2013.

### DISCUSSION:

On Tuesday, April 17, 2012, the Recommended Operating and Capital Budget for Fiscal Year 2013 ("Recommended Budget") was submitted to Council. That day, Council heard an overview of the Recommended Budget and approved the Schedule of Council Budget Review Meetings and Public Hearings.

Earlier that day, the Finance Committee also approved its own budget review schedule, as well as the additional topics that it will review. The approved Finance Committee budget review schedule is attached to this report.

Consistent with the approved Finance Committee review schedule, today's meeting will cover three topics:

1. General Fund budget balancing strategy,
2. General Fund non-departmental revenues, growth assumptions, and multi-year forecast

The next meeting for the Committee's budget review is scheduled on Tuesday, May 1, 2012, from 11:30 a.m. – 1:45 p.m. when the Committee will begin its review of the General Fund impact from the dissolution of Redevelopment and the proposed changes to fees and service charges for General Fund departments.

**ATTACHMENT:** Approved Finance Committee Budget Review Schedule

**PREPARED BY:** Michael Pease, Budget Manager

**SUBMITTED BY:** Robert Samario, Finance Director

**APPROVED BY:** City Administrator's Office

**CITY OF SANTA BARBARA**  
**Approved Finance Committee Budget Review Schedule**  
**Recommended Operating and Capital Budget for Fiscal Year 2013**

Meeting Date & Time	Department
<b>Tuesday, April 24, 2012</b> 12:00 p.m. – 1:45 p.m.	<ul style="list-style-type: none"> <li>➤ General Fund balancing strategy (20 min)</li> <li>➤ General Fund non-departmental revenues, growth assumptions, and multi-year forecast (20 min)</li> </ul>
<b>Tuesday, May 1, 2012</b> 11:30 a.m. – 1:45 p.m.	<ul style="list-style-type: none"> <li>➤ General Fund Impact from Redevelopment Dissolution</li> <li>➤ General Fund proposed departmental fee changes (1 hour)</li> </ul>
<b>Tuesday, May 8, 2012</b> 11:30 a.m. – 1:45 p.m.	<ul style="list-style-type: none"> <li>➤ Enterprise fund proposed fee changes (1 hour 45 min) – Water, Wastewater, Golf, and Solid Waste</li> </ul>
<b>Tuesday, May 15, 2012</b> 12:00 p.m. – 1:45 p.m.	<ul style="list-style-type: none"> <li>➤ Review of Citywide reserve balances and policies (30 min)</li> <li>➤ Follow-up on items requested by Finance Committee, if any</li> </ul>
<b>Tuesday, May 22, 2012</b> 12:00 p.m. – 1:45 p.m.	<ul style="list-style-type: none"> <li>➤ Follow-up on items requested by Finance Committee, if any</li> <li>➤ Staff recommended adjustments to FY 2013 Budget, if any</li> </ul>

CITY OF SANTA BARBARA

**ORDINANCE COMMITTEE MEETING**

MEETING AGENDA

DATE: April 24, 2012  
TIME: 12:30 p.m.  
PLACE: Council Chambers

Grant House, Chair  
Frank Hotchkiss  
Randy Rowse

Office of the City  
Administrator

Office of the City  
Attorney

Lori Pedersen  
Administrative Analyst

Stephen P. Wiley  
City Attorney

**ITEM FOR CONSIDERATION**

**Subject: Proposed Single-Use Bag Ordinance**

Recommendation: That the Ordinance Committee review a draft Single-Use Bag Ordinance and provide direction to staff.



# CITY OF SANTA BARBARA

## ORDINANCE COMMITTEE AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Ordinance Committee

**FROM:** Finance Department, Environmental Services Division  
City Attorney's Office

**SUBJECT:** Proposed Single-Use Bag Ordinance

### RECOMMENDATION:

That the Ordinance Committee review a draft Single-Use Bag Ordinance and provide direction to staff.

### DISCUSSION:

On July 12, 2011, the City Council directed staff to: (1) work with the Ordinance Committee to develop an ordinance making elements of the voluntary Where's Your Bag? Program mandatory; and, (2) to place a ballot initiative to assess a fee on plastic bags, paper bags, or both on the next regularly scheduled election. On March 13, 2012, Council reconsidered its previous July 12, 2011 direction and, instead, requested staff and the Ordinance Committee to develop a possible City ordinance to ban single-use plastic bags and to require stores to charge a fee on single-use paper bags. Pursuant to Council direction, the proposed ordinance would also incorporate the following elements:

- The ordinance would apply to supermarkets, pharmacies, retail stores and convenience stores of a certain size or sales volume as determined appropriate;
- Stores would not be required to use the revenue collected from the fee on paper bags for any specific use other than to promote the use of reusable bags and to educate the public on the environmental concerns inherent in the use of single use bags;
- The ordinance would possibly take effect in phases, with supermarkets and large stores having to comply first followed by smaller stores;
- The ordinance would not apply to restaurants or other businesses which sell prepared food;

- The ordinance would exempt product or produce bags (for meat, vegetables, and bulk food items), newspaper bags, medications bags and dry cleaning bags; and
- The ordinance would exempt clients of the Women, Infants and Children (WIC) Program and other food assistance programs.

### Environmental Review

As with many similar single-use bag ordinances adopted recently by various cities and counties in California, the proposed single-use bag ordinance would first be subject to appropriate environmental review under CEQA. In order to possibly avoid any valid CEQA-related challenge to the adoption of a City single-use bag ordinance, the preparation of an EIR is recommended by City staff as the most prudent approach to reviewing the potential environmental impacts from such an ordinance.

At the March 13 meeting, Council also directed staff to work with the Beach Erosion Authority for Clean Oceans (BEACON), a joint powers authority comprising several jurisdictions in Santa Barbara and Ventura Counties, in the preparation of a possible Central Coast model single-use bag ordinance and for possible contract assistance for the California Environmental Quality Act (CEQA) environmental review of the draft ordinance. The goal would be to possibly develop both a model single-use bag ordinance and a master environmental impact report (EIR) which could serve any BEACON member in the review and possible adoption of a local single-use bag ordinance program.

As requested by Council, Staff has initiated contact with BEACON staff to develop a possible memorandum of understanding to contract for the preparation of an EIR reviewing a draft model ordinance. The agreement would propose a cost-sharing of CEQA-related costs among the member BEACON agencies who wish to pursue a cooperative approach.

### Draft Single-Use Bag Ordinance

The proposed draft single-use bag ordinance is modeled after one adopted by Los Angeles County for the unincorporated areas of the County in November of 2010. This ordinance is similar to ordinances adopted in recent years by several cities, such as San Jose, Long Beach, Santa Monica and other smaller municipalities in California. It would ban the use of plastic bags and require that a ten cent per bag charge be collected for paper bags by all retail food store, pharmacies, and convenience stores of a certain size and dollar sales volume – depending on the size and volume parameters ultimately placed in the ordinance by the Council. Further, as has been typical for the approach taken by other cities with similar ordinances, it would also phase-in the application of the ordinance. Smaller food and convenience stores would be allowed a greater period of time for ultimate compliance – again, in a manner to be determined appropriate by the Council in finalizing the ordinance.

The draft ordinance does not regulate bags used by restaurants, fast food establishments, or other retailers which sell no food items, such as department and clothing stores. It also does not prevent stores from providing free bags, whether reusable or paper, to those persons receiving assistance under the state "Women, Infants, and Children" ("WIC") Program or similar food assistance programs. Finally, as drafted, the ordinance requires the stores which collect the paper bag fee to use the net revenues from these fees to promote the use of reusable bags and to educate the public on the possible negative environmental impacts which result from the use of single-use bags.

**ATTACHMENT:** Staff "Ordinance Committee Draft Ordinance" Dated April 18, 2012.

**PREPARED BY:** Matt Fore, Environmental Services Manager

**SUBMITTED BY:** Robert Samario, Finance Director

**APPROVED BY:** City Administrator's Office

Draft Single Use Bag Ordinance  
April 24, 2012  
Ordinance Committee Draft  
With revisions from April 10, 2102 Draft  
With new language underlined  
Deletions in strikeout

**DRAFT**

Ordinance No.

AN ORDINANCE OF THE COUNCIL OF THE  
CITY OF SANTA BARBARA AMENDING THE  
MUNICIPAL CODE BY ADDING CHAPTER 9.150  
PERTANING TO SINGLE-USE CARRY OUT BAGS  
AT CERTAIN RETAIL ESTABLISHMENTS IN  
THE CITY.

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN  
AS FOLLOWS:

**SECTION ONE:** Title 9 of the Santa Barbara Municipal Code is amended by adding a new chapter, Chapter 9.150 (Single Use Carry Out Bags"), which reads as follows:

**Section 9.150.010 Definitions.**

The following definitions apply to this Chapter:

- A. Customer.** Any person purchasing goods from a store.
- B. Operator.** The person in control of, or having the responsibility for, the operation of a store, which may include, but is not limited to, the owner of the store.
- C. Person.** Any natural person, firm, corporation, partnership, or other organization or group however organized.
- D. Plastic carryout bag.** Any bag made predominantly of plastic derived from either petroleum or a biologically-based source, such as corn or other plant sources, which is provided to a customer at the point of sale. "Plastic carryout bag" includes compostable and biodegradable bags but does not include reusable bags, produce bags, or product bags.

~~Draft Single Use Bag Ordinance  
April 24, 2012  
Ordinance Committee Draft  
With revisions from April 10, 2102 Draft  
With new language underlined~~

**E. Postconsumer recycled material.** A material that would otherwise be destined for solid waste disposal, having completed its intended end use and product life cycle. "Postconsumer recycled material" does not include materials and by-products generated from, and commonly reused within, an original manufacturing and fabrication process.

**F. Produce bag or product bag.** Any bag without handles used exclusively to carry produce, meats, or other food items from a display case within a store to the point of sale inside a store or to prevent such food items from coming into direct contact with other purchased items.

**G. Recyclable.** Material that can be sorted, cleansed, and reconstituted using available recycling collection programs for the purpose of using the altered form in the manufacture of a new product. "Recycling" does not include burning, incinerating, converting, or otherwise thermally destroying solid waste.

**H. Recyclable paper carryout bag.** A paper bag that meets all of the following requirements: (1) contains no old growth fiber, (2) is one hundred percent (100%) recyclable overall and contains a minimum of forty percent (40%) post-consumer recycled material; (3) is capable of composting, consistent with the timeline and specifications of the American Society of Testing and Materials (ASTM) Standard D6400; (4) is accepted for recycling in curbside programs in the City; (5) has printed on the bag the name of the manufacturer, the location (country) where the bag was manufactured, and the percentage of postconsumer recycled material used; and (6) displays the word "Recyclable" in a highly visible manner on the outside of the bag.

**I. Reusable bag.** A bag with handles that is specifically designed and manufactured for multiple reuse and meets all of the following requirements: 1. has a minimum lifetime of 125 uses, which for purposes of this subsection, means the capability of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet; 2. has a minimum volume of 15 liters; 3. is machine washable or is made from a material that can be cleaned or disinfected; 4. does not contain lead, cadmium, or any other heavy metal in toxic amounts; 5. has

~~Draft Single Use Bag Ordinance  
April 24, 2012  
Ordinance Committee Draft  
With revisions from April 10, 2102 Draft  
With new language underlined~~

printed on the bag, or on a tag that is permanently affixed to the bag, the name of the manufacturer, the location (country) where the bag was manufactured, a statement that the bag does not contain lead, cadmium, or any other heavy metal in toxic amounts, and the percentage of postconsumer recycled material used, if any; and 6. if made of plastic, is a minimum of at least 2.25 mils thick.

**J. Store.** Any of the following retail establishments located and operating within the City:

~~1. A full line, self service retail store with gross annual sales of two million dollars (\$2,000,000), or more, that sells a line of dry grocery, canned goods, or nonfood items and some perishable items;~~

21. A store of at least 10,000 square feet of retail space that generates sales or use tax pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law (Part 1.5 (commencing with Section 7200) of Division 2 of the Revenue and Taxation Code) and that has a pharmacy licensed pursuant to Chapter 9 (commencing with Section 4000) of Division 2 of the Business and Professions Code; or

32. A drug store, pharmacy, supermarket, grocery store, convenience food store, food mart, or other similar retail entity engaged in the retail sale of a limited line of goods that includes milk, bread, soda, and snack foods, including those stores with a Type 20 or 21 license issued by the Department of Alcoholic Beverage Control.

**Section 9.150.020 Plastic carryout bags prohibited.**

A. No store shall provide to any customer with a plastic carryout bag.

B. The prohibition on providing plastic carryout bags applies only to bags provided by a store for the purpose of carrying away goods from the point of sale within the store and does not apply to produce bags or product bags supplied by a store.

~~Draft Single Use Bag Ordinance  
April 24, 2012  
Ordinance Committee Draft  
With revisions from April 10, 2102 Draft  
With new language underlined~~

**Section 9.150.030 Permitted bags.**

All stores shall provide or make available to a customer only recyclable paper carryout bags or reusable bags for the purpose of carrying away goods or other materials from the point of sale, subject to the terms of this Chapter. Nothing in this Chapter prohibits customers from using bags of any type which the customer may bring to the store themselves or from carrying away goods that are not placed in a bag, in lieu of using bags provided by the store.

**Section 9.150.040 Regulation of recyclable paper carryout bags.**

A. Any store that provides a recyclable paper carryout bag to a customer must charge the customer ten cents (\$0.10) for each bag provided, except as otherwise allowed by this Chapter.

B. No store shall rebate or otherwise reimburse a customer any portion of the ten cent (\$0.10) charge required in Subsection A, except as otherwise allowed by this Chapter.

C. All stores must indicate on the customer receipt the number of recyclable paper carryout bags provided and the total amount charged the customer for such bags.

D. All charges collected by a store under this Chapter may be retained by the store and used only for one or more of the following purposes: 1. the costs associated with complying with the requirements of this Chapter; 2. the actual costs of providing recyclable paper carryout bags; 3. ~~the costs of providing low or no cost reusable bags to customers of the store~~the costs of providing low or no cost reusable bags to customers of the store who are exempted by section 9.150.050; or 4. the costs associated with a store's educational materials or education campaign encouraging the use of reusable bags, if any.

E. All stores shall report to the City Finance Director, on a (annual, quarterly, monthly) basis, the total number of recyclable paper carryout bags provided, the total amount of monies collected for providing recyclable paper carryout bags, and a summary of any efforts a store has undertaken to promote

~~Draft Single Use Bag Ordinance  
April 24, 2012  
Ordinance Committee Draft  
With revisions from April 10, 2102 Draft  
With new language underlined~~

the use of reusable bags by customers in the prior quarter. Such reporting must be done on a form prescribed by the Finance Director, and must be signed by a responsible agent or officer of the store confirming that the information provided on the form is accurate and complete. Such reports shall be filed no later than ninety (90) days after the end of each year.

**Section 9.150.050 Use of reusable bags.**

A. All stores must provide reusable bags to customers, either for sale or at no charge.

B. Stores are strongly encouraged to educate their staff to promote the use of reusable bags and to post signs and other informational materials encouraging customers to use reusable bags.

**Section 9.150.060 Exempt customers.**

All stores must provide at the point of sale, free of charge, either reusable bags or recyclable paper carryout bags or both, at the store's option, to any customer participating either in the California Special Supplemental Food Program for Women, Infants, and Children pursuant to Article 2 (commencing with Section 123275) of Chapter 1 of Part 2 of Division 106 of the Health and Safety Code or in the Supplemental Food Program pursuant to Chapter 10 (commencing with Section 15500) of Part 3 of Division 9 of the state Welfare and Institutions Code.

**Section 9.150.070 Enforcement and violation--penalty.**

**A. Administrative Enforcement.** The City Finance Director (or his designee) shall have the primary responsibility for enforcement of this Chapter. The Director is authorized to promulgate Departmental regulations to assist stores in understanding and in complying with this Chapter and to take any and all other actions reasonable and necessary to enforce and interpret this Chapter.

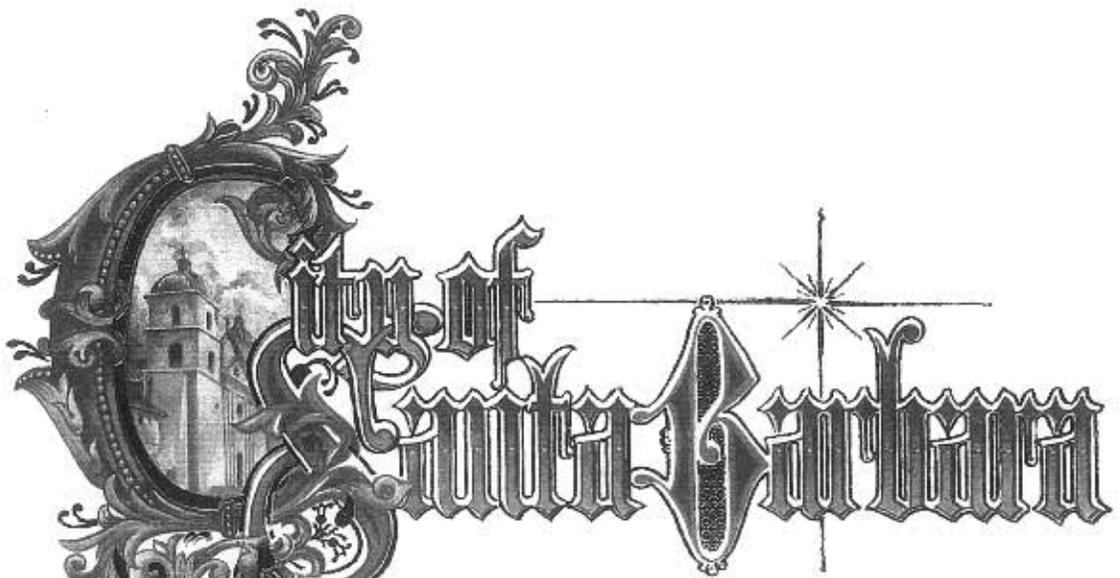
**B. Regulations on Free Reusable Bags.** If determined to be appropriate, the City Finance Director may adopt regulations restricting the ability of those stores defined in subparagraphs

~~Draft Single Use Bag Ordinance  
April 24, 2012  
Ordinance Committee Draft  
With revisions from April 10, 2102 Draft  
With new language underlined~~

J(1) and J(2) of section 9.150.010 to offer customers free reusable bags as a promotional item.

**Section 9.150.080 Operative date.**

This Chapter shall become operative One Hundred Eighty (180) days after the effective date of the City ordinance adopting this Chapter for stores defined in Subsections J(1) and J(2) of Section 9.150.010. For stores defined in Subsection J(3) of Section 9.150.010, this Chapter shall become operative ~~Two Hundred Seventy (270) days one year~~ after the effective date of the City ordinance adopting this Chapter.



**PROCLAMATION  
NATIONAL CRIME VICTIMS' RIGHTS WEEK  
APRIL 22-28, 2012**

*WHEREAS, 18.7 million Americans are directly harmed by crime each year, and each crime affects many more family members, friends, neighbors, and co-workers; and*

*WHEREAS, the physical, emotional, and financial impact of crime falls on people of all ages and abilities, economic, racial, and social backgrounds; and*

*WHEREAS, in addition to these challenges, crime victims face a criminal justice system that, at times, ignores their rights and treats them with disrespect; and*

*WHEREAS, the nation heeded this call to action and promoted victim's rights initiatives, effective and compassionate victim services, and just compensation and financial support; and*

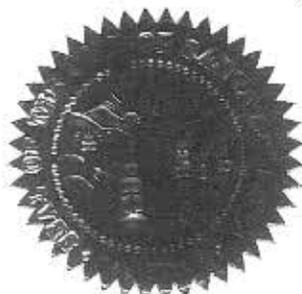
*WHEREAS, today, thousands of victim assistance programs provide help and support to child victims of violence and sexual abuse; stalking victims; survivors of homicide victims; victims of drunk-driving crashes; and victims of domestic, dating, and sexual violence and other crimes; and*

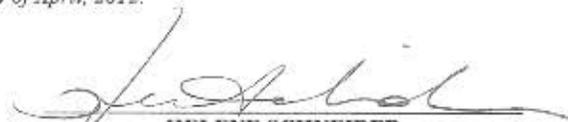
*WHEREAS, now is the time to "Extend the Vision" through a comprehensive strategy for reaching and serving every victim of crime; and*

*WHEREAS, the United States Department of Justice has launched the Vision 21 initiative to renew our nation's commitment to serving all victims of crime in the 21st Century; and*

*WHEREAS, National Crime Victims' Rights Week, April 22-28, 2012, provides an opportunity to extend that vision to every victim of crime in the United States-to help ensure their access to the help they deserve and the rights they are promised.*

*IN WITNESS WHEREOF, I HELENE SCHNEIDER have hereunto set my hand and caused the Official Seal of the City of Santa Barbara, California, to be affixed this 24th day of April, 2012.*



  
**HELENE SCHNEIDER**  
Mayor



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING March 13, 2012 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 Finance and Ordinance 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, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

### CHANGES TO THE AGENDA

#### Item Removed from Agenda

City Administrator Armstrong advised the Council that the following item was being removed from the agenda and would be resubmitted on a later date:

18. Subject: Proposal To Formally Establish The Santa Barbara Youth Council As A City Advisory Committee (570.08)

Recommendation: That Council:

- A. Formally establish the Santa Barbara Youth Council as a City Advisory Committee; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing the Santa Barbara Youth Council.

## **PUBLIC COMMENT**

Speakers: Kenneth Loch, Ruth Wilson.

## **ITEM REMOVED FROM CONSENT CALENDAR**

5. Subject: Adoption Of An Ordinance For Construction Prohibited In The Vicinity Of The Conejo Landslide And Homes Destroyed In The Tea Fire (640.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 22.90 of Title 22 of the Municipal Code in Order to Define "New Construction" to Allow Those Homes Which Existed on November 12, 2008, to be Rebuilt When They Have Been Destroyed by Fire or Other Casualty.

Motion:

Councilmembers White/Hotchkiss to approve the recommendation;  
Ordinance No. 5582.

Vote:

Majority roll call vote (Noes: Councilmember Murillo).

## **CONSENT CALENDAR (Item Nos. 1 - 4 and 6 - 12)**

Motion:

Councilmembers Hotchkiss/White to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

## **CITY COUNCIL**

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of February 7, 2012.

Action: Approved the recommendation.

2. Subject: Professional Services Agreement For Business License Audit Services (220.03)

Recommendation: That Council authorize the Finance Director to enter into a professional services agreement with MuniServices, LLC, in a form approved by the City Attorney, for business license tax audit services.

(Cont'd)

2. (Cont'd)

Speakers:

Staff: Treasury Manager Jill Taura.

Action: Approved the recommendation; Agreement No. 24,012 (March 13, 2012, report from the Finance Director).

3. Subject: Sole Source Purchase Order For Enterprise Energy Management Information System (630.06)

Recommendation: That Council:

- A. Authorize the receipt of the Southern California Edison Flight 5.6 Award of \$360,000;
- B. Increase appropriations and estimated revenues in the Intra-City Services Fund by \$360,000, to be used for the procurement and implementation of an Enterprise Energy Management Information System; and
- C. Approve and authorize the General Services Manager to issue a Purchase Order to McKinstry Essention, Inc., pursuant to Santa Barbara Municipal Code section 4.52.070(L), for \$340,000 for the purchase of the Enterprise Energy Management Information System.

Action: Approved the recommendations (March 13, 2012, report from the Public Works Director; Assessment and Planning Report for Utility Manager System Implementation, prepared for the City of Huntington Beach).

4. Subject: Fiscal Year 2012 Interim Financial Statements For The Seven Months Ended January 31, 2012 (250.02)

Recommendation: That Council accept the Fiscal Year 2012 Interim Financial Statements for the Seven Months Ended January 31, 2012.

Action: Approved the recommendation (March 13, 2012, report from the Finance Director).

6. Subject: Adoption Of An Ordinance For The Lease Of City Attorney Office Space At 740 State Street (160.01)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the City Attorney to Execute Amendment No. 3 to Agreement No. 16,332 with BDC Management, as Agents for the Owners, to Extend the Term of the Lease for the City Attorney's Office at 740 State Street, Suite 201, from February 1, 2012, to July 31, 2017.

Action: Approved the recommendation; Ordinance No. 5583; Agreement No. 16,332.3.

7. Subject: Contract For Final Design Of Conejo Road Repairs (530.04)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Penfield & Smith in the amount of \$39,765 for final design services for short-term repair of Conejo Road, and authorize the Public Works Director to approve expenditures of up to \$3,977 for extra services of Penfield & Smith that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 24,013 (March 13, 2012, report from the Public Works Director).

8. Subject: Contract For Construction Of Santa Barbara Airport Short-Term Parking Lot Kiosk (550.08)

Recommendation: That Council:

- A. Award a contract with Vernon and Associates, Inc., in their low bid amount of \$103,900 for construction of the Santa Barbara Airport Short-Term Parking Lot Kiosk, Bid No. 3658; and
- B. Authorize the Public Works Director to execute the contract and approve expenditures up to \$15,585 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment.

Action: Approved the recommendations; Contract No. 24,014 (March 13, 2012, report from the Public Works Director).

9. Subject: Increase In Change Order Authority For Headworks Screening Replacement Project At El Estero Wastewater Treatment Plant (540.13)

Recommendation: That Council:

- A. Authorize an increase in the Public Works Director's Change Order Authority to approve expenditures for extra work for the Headworks Screening Replacement Project at El Estero Wastewater Treatment Plant, Contract No. 23,881, in the amount of \$223,440, for a total contract expenditure authority of \$4,524,440;
- B. Authorize extra services amount with Carollo Engineering for construction support services for the Headworks Screening Replacement Project at El Estero Wastewater Treatment Plant, Contract No. 23,882, in the amount of \$4,192, for a total contract expenditure authority of \$224,192; and
- C. Authorize an increase in the extra services amount with Brown & Caldwell for design and construction support services for the Influent Pump Replacement Project, Contract No. 23,247, in the amount of \$40,522, for a total contract expenditure authority of \$380,394.

(Cont'd)

9. (Cont'd)

Speakers:

Staff: Assistant Public Works Director/City Engineer Pat Kelly, City Administrator James Armstrong.

Action: Approved the recommendations (March 13, 2012, report from the Public Works Director).

SUCCESSOR AGENCY

10. Subject: Minutes

Recommendation: That Council, acting as the Successor Agency to the City of Santa Barbara Redevelopment Agency, waive the reading and approve the minutes of the regular meeting of January 10, 2012.

Action: Approved the recommendation.

11. Subject: Redevelopment Agency Fiscal Year 2012 Interim Financial Statements For The Seven Months Ended January 31, 2012

Recommendation: That Council, acting as the Successor Agency to the City of Santa Barbara Redevelopment Agency, accept the Redevelopment Agency Fiscal Year 2012 Interim Financial Statements for the Seven Months Ended January 31, 2012.

Action: Approved the recommendation (March 13, 2012, report from the Fiscal Officer).

NOTICES

12. The City Clerk has on Thursday, March 8, 2012, 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.

This concluded the Consent Calendar.

**CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

CITY ADMINISTRATOR

13. Subject: Council Liaison To The Housing Authority Commission (140.07)

Recommendation: That Council consider a change to the appointment of the Liaison to the Housing Authority Commission.

(Cont'd)

13. (Cont'd)

Documents:

March 13, 2012, report from the City Administrator.

Speakers:

Staff: City Administrator James Armstrong.

Motion:

Councilmembers House/Francisco to appoint Councilmember Murillo as the Council Liaison to the Housing Authority Commission.

Vote:

Unanimous voice vote.

## FINANCE DEPARTMENT

14. Subject: Presentation From The Santa Barbara Conference And Visitors Bureau And Film Commission (180.02)

Recommendation: That Council receive a presentation from the Santa Barbara Conference and Visitors Bureau and Film Commission.

Documents:

- March 13, 2012, report from the Finance Director.
- PowerPoint presentation prepared and made by staff of the Santa Barbara Conference and Visitors Bureau and Film Commission.

Speakers:

- Santa Barbara Conference and Visitors Bureau and Film Commission: President/CEO Kathy Janega-Dykes.
- Staff: City Administrator James Armstrong.

By consensus, the Council received the presentation, and their questions were answered.

## **MAYOR AND COUNCIL REPORTS**

15. Subject: Request From Mayor Schneider And Councilmember House Regarding Single-Use Bag Ordinance (630.01)

Recommendation: That Council consider a request from Mayor Schneider and Councilmember House regarding a single-use bag ordinance.

(Cont'd)

15. (Cont'd)

Documents:

- March 13, 2012, report from the City Administrator.
- PowerPoint presentation prepared and made by "Where's Your Bag" Campaign.
- March 7, 2012, email from Lauren Bragg.
- March 8, 2012, email from China Cisney; same message also sent by Kaia Stachel-Zambryski, Save the Mermaids; Garrett Ritter Kababik, Mike Wathen, and Craig Bailes, Channel Islands Outfitters, Inc.; Laurel Podsen; Ben Spring; Jerry Jackintell; Dawn Fink; David Walker.
- March 9, 2012, email from Emma Cohen.
- March 12, 2012, email from Kate Nelson.
- March 13, 2012, letter from the Beach Erosion Authority for Clean Oceans and Nourishment (BEACON).
- Undated letters from students of the 6th grade class at Santa Barbara Middle School.
- Articles entitled "World's oceans in 'shocking' decline" (by Richard Black) and "Plastic Debris in a Nesting Leatherback Turtle in French Guiana (by Virginie Plot and Jean-Yves Georges), and excerpt from August 2007 Los Angeles County Staff report, all submitted by Andy Shrader.

Speakers:

- "Where's Your Bag" Campaign: Penny Owens, Kathi King.
- California Grocers Association: Sarah Sheehy, Director of Southern California Local Government Relations.
- Staff: Environmental Services Manager Matt Fore, Creeks Restoration/Clean Water Manager Cameron Benson, City Attorney Stephen Wiley.
- BEACON: Counsel Kevin Ready.
- Members of the Public: Bill Collyer, Downtown Organization; Mike Meshkov; Stephen Joseph, Save the Plastic Bag Coalition; Barbara Andersen, The Orfaea Foundation; Kaia Stachel-Zambryski, Save the Mermaids; Jill Cloutier, Watershed Resource Center; Ally Gialketsus; Tim Benson; Andy Shrader; James Smallwood, Bill Hideman and Scott Bull, Santa Barbara Surfrider Foundation; Christine Fancher; Isaac Hernandez; Molly McDonough; John Dixon; Eric Cardenas; Nancy Black; Erica Aguilera, Plastic Pollution Coalition.

Motion:

Councilmembers House/Murillo to:

- 1) Direct Staff to stop work on the drafting of an ordinance mandating elements of the "Where's Your Bag?" program;

(Cont'd)

15. (Cont'd)

- 2) Initiate the development of an ordinance, to be reviewed by the Ordinance Committee, which includes the following elements:
  - A ban on single-use plastic bags;
  - A fee for paper bags;
  - Application of the ordinance to all supermarkets, pharmacies, large stores, and convenience stores;
  - Regulations will be phased in, with large stores required to comply with the ordinance provisions first;
  - Exemptions from the ordinance for: product bags for meat, vegetables, and bulk items; restaurants; newspaper bags; prescription medication bags; dry cleaning bags; WIC and related food programs; and
  - Consideration of pending litigation related to the ordinance enacted by the County of Los Angeles (possible violation of Proposition 218);
- 3) Direct Staff to coordinate with BEACON as the lead agency for preparation of an Environmental Impact Report, with encouragement to other member agencies of BEACON to join the effort; and
- 4) Direct the Ordinance Committee to return to Council with recommendations for adoption of the ordinance.

Substitute Motion:

Councilmembers Francisco/Rowse to empower Councilmember House or an ad hoc committee of Council to pursue, with committed support from the City's regional partners, the preparation of a unified ordinance and an Environmental Impact Report, which effort will follow as policy the guidelines set forth in the main motion stated above.

This motion was withdrawn.

City Administrator Armstrong suggested the following process for moving forward:

- Notify all BEACON members of the City's intent to draft a proposed ordinance based on the parameters set by the Council, and solicit BEACON's written comments to the Ordinance Committee;
- The ordinance is prepared, and the City Council approves it;
- The draft ordinance is submitted to the BEACON Board for its review;
- If the BEACON Board approves the ordinance, environmental review will be initiated; and
- City Staff will simultaneously develop with BEACON a Memorandum of Understanding regarding sharing the cost of environmental review, to be approved by Council.

(Cont'd)

15. (Cont'd)

The maker and seconder of the original motion agreed to amend their motion to include this process as the manner for moving forward.

Vote on Original Motion as Amended:

Majority voice vote (Noes: Councilmembers Hotchkiss, Rowse).

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)**

### **PARKS AND RECREATION DEPARTMENT**

16. Subject: Interview And Appointment Of Youth Intern Applicants To Community Development and Human Services Committee and Library Board (610.03)

Recommendation: That Council:

- A. Interview applicant Elizabeth Linn for appointment as a Youth Intern to the Community Development and Human Services Committee; and
- B. Interview applicant Eileen Saltman for appointment as a Youth Intern to the Library Board.

Documents:

March 13, 2012, report from the Parks and Recreation Director.

Speakers:

- Staff: Neighborhood and Outreach Services Supervisor Susan Young.
- Members of the Public: Applicant Elizabeth Linn.

Staff advised that recommendation B was being removed from consideration as the applicant for the Library Board can no longer serve.

Motion:

Councilmembers Murillo/Rowse to appoint Elizabeth Linn as a Youth Intern on the Community Development and Human Services Committee.

Vote:

Unanimous voice vote.

17. Subject: Santa Barbara Youth Council's 2011 Youth Impact Award (570.08)

Recommendation: That Council recognize the Santa Barbara Youth Council for being one of the recipients of the 2011 Youth Impact Award.

Documents:

March 13, 2012, report from the Parks and Recreation Director.

(Cont'd)

17. (Cont'd)

Speakers:

- Staff: Neighborhood and Outreach Services Supervisor Susan Young.
- Santa Barbara County Kids Network: Outreach and Education Specialist Joy Thomas.
- Santa Barbara Youth Council: Members Kristina Rodriguez, Miguel Jasso and Jordan Lund; Chair Ivette Gil.

Councilmembers congratulated the Youth Council on its receipt of the award.

## **CHANGES TO THE AGENDA**

Upon City Administrator Armstrong's recommendation, the Council agreed to continue the following items to March 20, 2012:

20. 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: Rolland Jacks, et al., v. City Of Santa Barbara, SBSC Case No. 1383959.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

21. 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: People of the State of California, City of Santa Barbara v. Eastside, Westside, et al., SBSC Case No. 1379826.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

## **RECESS**

The Mayor recessed the meeting at 5:45 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 19, and she stated there would be no reportable action taken during the closed session.

**CLOSED SESSIONS**

19. 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. Pending litigation considered is: Mark Wiehpahl v. City of Santa Barbara, City of Santa Barbara Liability Case Number 10-130.

Scheduling: Duration, 10 minutes; anytime  
Report: None anticipated

Documents:

March 13, 2012, report from the Finance Director.

Time:

5:47 p.m. - 5:55 p.m.

No report made.

**ADJOURNMENT**

Mayor Schneider adjourned the meeting at 5:55 p.m. in memory of Selma Rubin, a participant in community issues for over 40 years and the founder of many local nonprofits.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

ATTEST:

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

\_\_\_\_\_  
SUSAN TSCHECH, CMC  
DEPUTY CITY CLERK



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Business Division, Waterfront Department

**SUBJECT:** Lease Agreement With Mike Pyzel, Marine Surveyor

### RECOMMENDATION:

That Council approve a three-year lease agreement with two one-year options with Mike Pyzel, at a monthly rent of \$417 or six percent of gross sales, whichever is greater, for a marine surveyor's office at 125 Harbor Way, Suite 23.

### DISCUSSION:

Mike Pyzel has leased a 164 square foot office on the second floor of the Marine Center building at 125 Harbor Way since March 2008. The current lease expired on March 31, 2012.

Mr. Pyzel has over twenty years experience in marine survey and consultation. Although Mike performs survey work from Morro Bay to San Diego, his primary work area is in the Ventura, Channel Islands, and Santa Barbara Harbors. He is well-known for his magazine articles, books, and manuals on navigation and other marine-related topics. Mr. Pyzel also teaches marine-oriented classes at Ventura College, Santa Barbara City College and the Santa Barbara Maritime Museum.

The basic terms of the proposed lease are as follows:

- **Term:** Three years with two one-year options to extend
- **Base Rent:** \$416.80 per month (\$2.55 p.s.f.)
- **Utility surcharge:** \$0.15 per square foot per month
- **Percentage Rent:** Base rent or 6% of gross sales, whichever is greater
- **Annual Rent Adjustment:** Cost of Living increases based on the Consumer Price Index (CPI)
- **Permitted Uses:** A business office for marine surveys, appraisals and consultation for vessel purchases, financing, insurance, voyage preparation and damage assessment.

Mike Pyzel is considered by the Department to be a tenant in good standing as he is always prompt with rent payments and has no lease compliance problems on file. The

Council Agenda Report  
Lease Agreement With Mike Pyzel, Marine Surveyor  
April 24, 2012  
Page 2

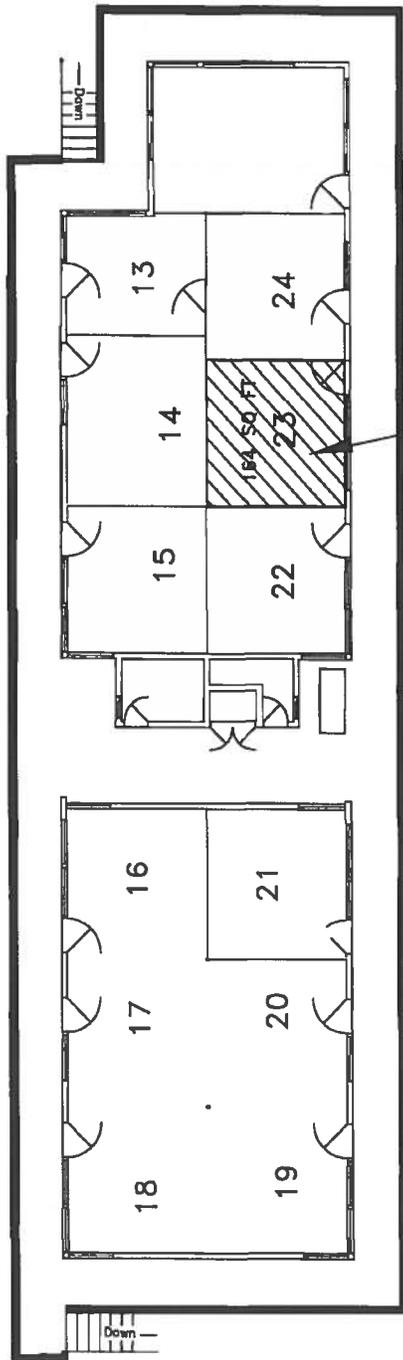
Harbor Commission recommended approval of the lease agreement at the February 16, 2012, meeting.

**ATTACHMENT:** Site Plan

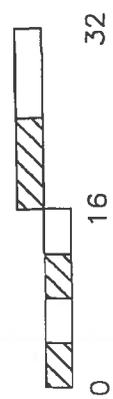
**PREPARED BY:** Scott Riedman, Waterfront Director

**APPROVED BY:** City Administrator's Office

2ND FLOOR  
 125 HARBOR WAY #23  
 164 SQ FT



PROPOSED LEASE AREA



Scale (Feet)

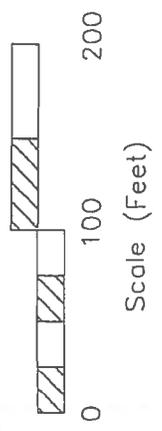
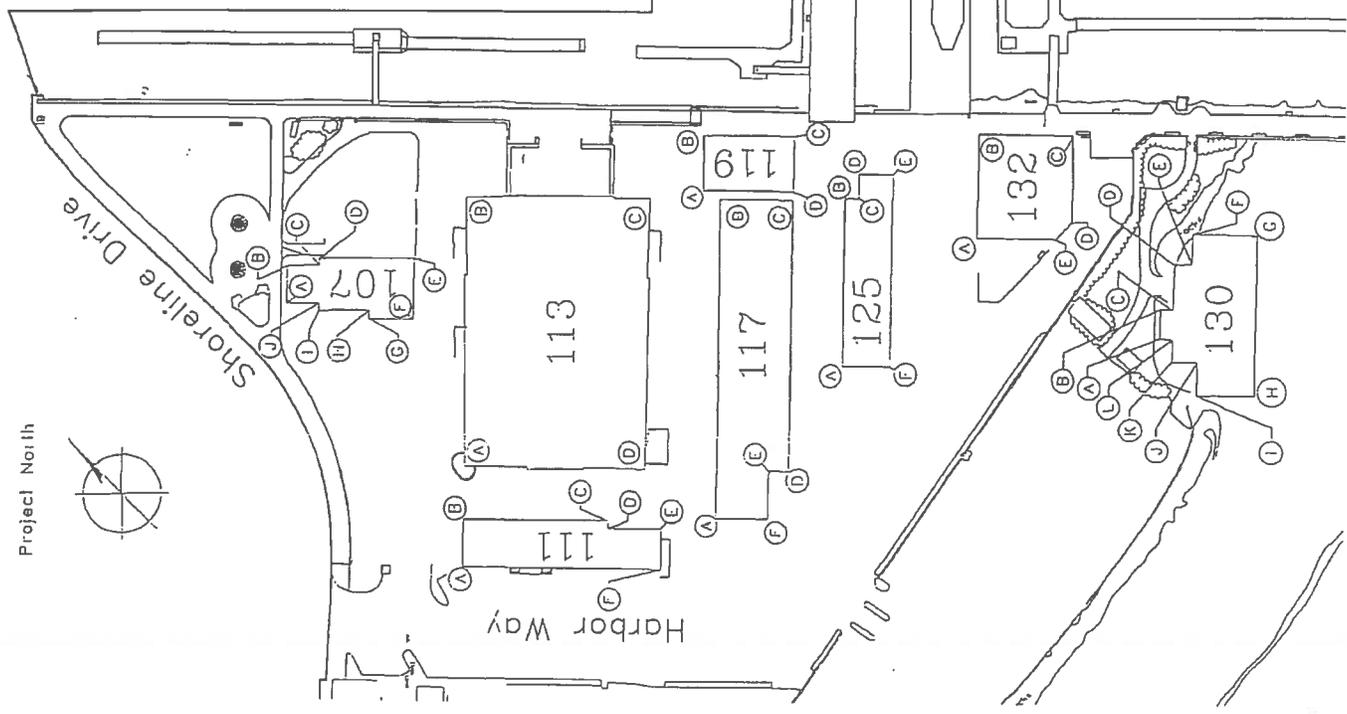
LEASE AREA - Exhibit "A"  
 Room 23

REVISIONS	DATE: 1/24/08	APPROVED BY: Santa Barbara Harbor	DRAWN BY: T. Lawler
		City of Santa Barbara	SHEET NO. 1 of 1
		Waterfront Department	DRAWING NO. 1250-039

**Lease Area Exhibit A**

APPROVAL DATE	01/04/01	APPROVAL BY	HARBOR COMMERCIAL AREA	REVISION	1600-000-LA
DATE		BY			
CITY OF SANTA BARBARA			WATERFRONT DEPARTMENT		
PROJECT NO.			1 OF 2		

BUILDING #	CORNER	COORDINATE VALUE	BUILDING #	CORNER	COORDINATE VALUE	BUILDING #	CORNER	COORDINATE VALUE
107	A	N 1973813.9299	113	A	N 1973080.6310	125	A	N 1973578.0956
	B	E 6050678.0097		B	E 6050692.7917		B	E 6050890.4338
	C	N 1973829.4672		C	N 1973790.7578		C	N 1973646.3752
	D	E 6050692.0207		D	E 6050791.8861		D	E 6050953.2727
	E	N 1973817.4652		E	N 1973720.2135		E	N 1973641.1776
	F	E 6050705.6711		F	E 6050069.9948		F	E 6050959.1550
111	A	N 1973820.3456	117	A	N 1973820.3456	130	A	N 1973472.1525
	B	E 6050709.2039		B	E 6050781.3673		B	E 6051032.1950
	C	N 1973774.8759		C	N 1973893.0962		C	N 1973484.0238
	D	E 6050741.8759		D	E 6050900.0415		D	E 6051043.2075
	E	N 1973756.5376		E	N 1973663.3523		E	N 1973479.9187
	F	E 6050723.3237		F	N 1973553.2459		F	E 6051071.9806
119	A	N 1973769.1209	119	A	N 1973703.9363	132	A	N 1973580.6255
	B	E 6050708.6376		B	E 6050895.8802		B	E 6050993.4762
	C	N 1973798.6868		C	N 1973726.3519		C	N 1973623.4575
	D	E 6050709.7844		D	E 6050976.3790		D	E 6051032.6777
	E	N 1973798.6868		E	N 1973600.8303		E	N 1973588.1038
	F	E 6050688.5943		F	E 6050731.4414		F	E 6051071.4138
125	A	N 1973801.8972	111	A	N 1973639.9012	132	D	E 6051036.8780
	B	E 6050691.3897		B	E 6050655.6031		E	E 6051028.3089
	C	N 1973801.8972		C	N 1973659.4990		L	N 1973457.1599
	D	E 6050691.3897		D	E 6050673.5968		A	N 1973580.6255
	E	N 1973801.8972		E	N 1973604.2380		B	E 6050993.4762
	F	E 6050691.3897		F	E 6050734.0934		C	N 1973623.4575
130	A	N 1973487.0855	132	A	N 1973703.9363	132	D	E 6051036.8780
	B	E 6051071.9806		B	E 6050895.8802		E	E 6051028.3089
	C	N 1973503.8217		C	N 1973726.3519		L	N 1973457.1599
	D	E 6051085.3793		D	E 6050976.3790		A	N 1973580.6255
	E	N 1973487.0855		E	N 1973600.8303		B	E 6050993.4762
	F	E 6051071.9806		F	E 6050731.4414		C	N 1973623.4575
132	A	N 1973487.0855	132	A	N 1973703.9363	132	D	E 6051036.8780
	B	E 6051071.9806		B	E 6050895.8802		E	E 6051028.3089
	C	N 1973503.8217		C	N 1973726.3519		L	N 1973457.1599
	D	E 6051085.3793		D	E 6050976.3790		A	N 1973580.6255
	E	N 1973487.0855		E	N 1973600.8303		B	E 6050993.4762
	F	E 6051071.9806		F	E 6050731.4414		C	N 1973623.4575





# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Business Division, Waterfront Department

**SUBJECT:** Lease Agreement With The Harbor Market

### RECOMMENDATION:

That Council approve a five-year lease agreement with Lisa Clagg, doing business as Harbor Market, for the 676 square foot convenience store located at 125 Harbor Way, Suite 8, at a base rent of \$2,159.75 per month, subject to an annual Cost of Living adjustment or 6% of gross sales, whichever is greater.

### DISCUSSION:

Lisa Clagg has operated the Harbor Market on the first floor of the Marine Center Building since 1991. The current lease will expire on April 30, 2012.

The basic lease terms of the proposed lease are summarized as follows:

- **Term:** Five years
- **Base Rent:** \$2,159.75 per month (\$3.19 p.s.f.)
- **Percentage Rent:** Base rent or 6% of gross sales, whichever is greater
- **Annual Rent Adjustment:** Cost of Living increases based on the Consumer Price Index (CPI)
- **Utilities:** Separately metered, paid directly to utility companies
- **Permitted Use:** Tenant shall use the Premises as a convenience store for the retail sale of food, beverages and sundries to the general public. Tenant may sell any ready-to-eat food items commonly found in convenience stores in Santa Barbara including, but not limited to, hot dogs, prepackaged sandwiches, and popcorn.

Lisa Clagg is considered to be a tenant in good standing by the Department as she is always prompt with her rent payments and has no lease compliance problems on file. The Harbor Commission recommended approval of the lease agreement at the March 15, 2012, meeting.

Council Agenda Report  
Lease Agreement With The Harbor Market  
April 24, 2012  
Page 2

**ATTACHMENT:** Site Plan

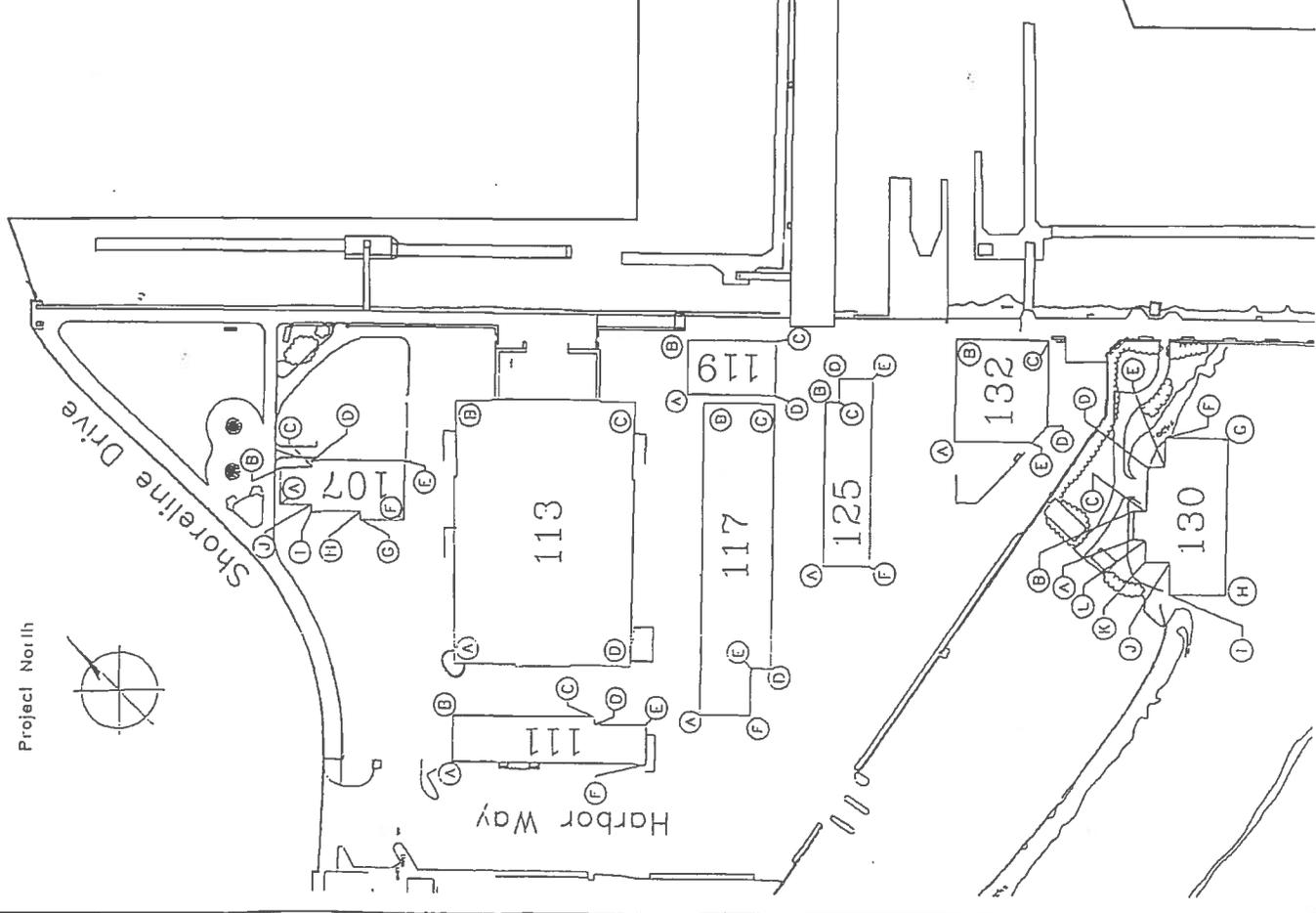
**PREPARED BY:** Scott Riedman, Waterfront Director

**APPROVED BY:** City Administrator's Office

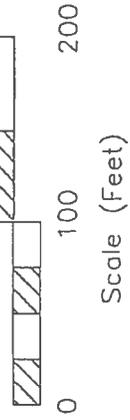
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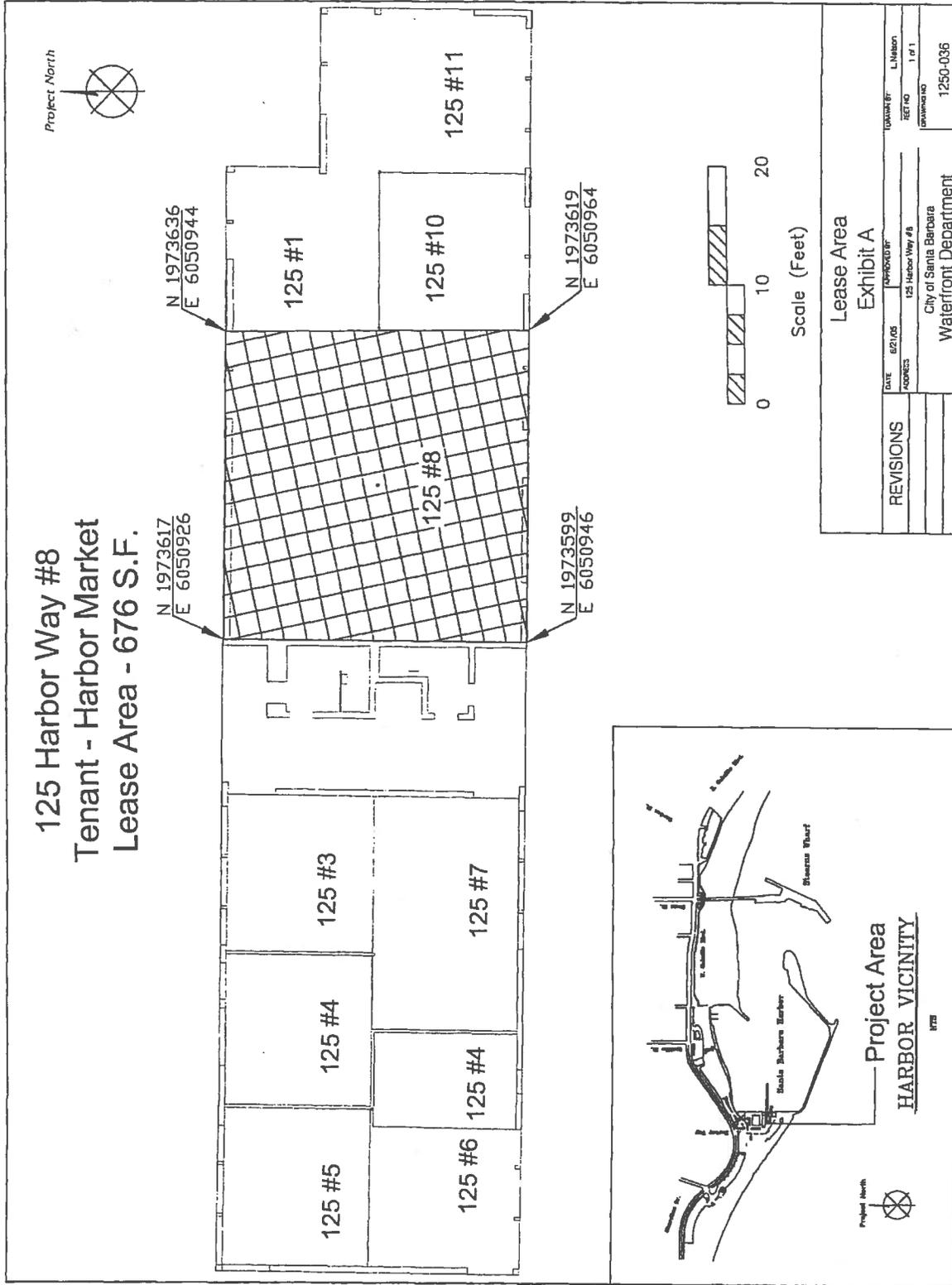
Lease Area Exhibit A  
 City of Santa Barbara  
 Waterfront Department  
 1 OF 2

BUILDING #	CORNER	COORDINATE VALUE	BUILDING #	CORNER	COORDINATE VALUE	BUILDING #	CORNER	COORDINATE VALUE
107	A	N 1973813.9289 E 6050678.0097 N 1973879.4872 E 6050682.0207	113	A	N 1973680.6310 E 6050682.7917 N 1973790.7578 E 6050791.8661	125	A	N 1973578.0956 E 6050890.4338 N 1973646.5752 E 6050953.2727
	B	N 1973817.4652 E 6050705.6711 N 1973870.3455 E 6050708.2039		B	N 1973720.2135 E 6050869.9948 N 1973611.0447 E 6050768.4966		B	N 1973641.1776 E 6050959.1550 N 1973651.0257 E 6050968.1778
	C	N 1973870.3455 E 6050708.2039 N 1973794.8875 E 6050774.1875		C	N 1973583.0962 E 6050900.0415 N 1973663.3523 E 6050890.4913		C	N 1973636.7033 E 6050981.6280 N 1973580.2955 E 6050909.7911
	D	N 1973765.5587 E 6050706.5376 N 1973780.1206 E 6050709.7244		D	N 1973653.4919 E 6050833.7119 N 1973652.8236 E 6050870.5653		D	N 1973492.0655 E 6051032.1950 N 1973494.0258 E 6051043.2075
	E	N 1973765.5587 E 6050706.5376 N 1973780.1206 E 6050709.7244		E	N 1973683.1719 E 6050833.7119 N 1973652.8236 E 6050870.5653		E	N 1973497.9182 E 6051047.9182 N 1973491.5833 E 6051065.3793
	F	N 1973765.5587 E 6050706.5376 N 1973780.1206 E 6050709.7244		F	N 1973583.0962 E 6050900.0415 N 1973663.3523 E 6050890.4913		F	N 1973492.0655 E 6051032.1950 N 1973494.0258 E 6051043.2075
111	A	N 1973639.9012 E 6050655.6031 N 1973659.4990 E 6050673.5968	117	A	N 1973703.9383 E 6050895.8802 N 1973726.3519 E 6050916.3790	130	A	N 1973501.8217 E 6051083.5283 N 1973478.5576 E 6051110.2844
	B	N 1973604.2380 E 6050734.0934 N 1973600.8303 E 6050731.4114		B	N 1973414.5823 E 6051050.3241 N 1973436.7921 E 6051023.7624		B	N 1973478.5576 E 6051110.2844 N 1973414.5823 E 6051050.3241
	C	N 1973579.9329 E 6050754.0774 N 1973563.5185 E 6050738.8909		C	N 1973691.6513 E 6050954.2891 N 1973669.2535 E 6050933.7186		C	N 1973436.7921 E 6051023.7624 N 1973494.9300 E 6051038.0923
	D	N 1973604.2380 E 6050734.0934 N 1973600.8303 E 6050731.4114		D	N 1973691.6513 E 6050954.2891 N 1973669.2535 E 6050933.7186		D	N 1973494.9300 E 6051038.0923 N 1973458.3772 E 6051028.3089
	E	N 1973579.9329 E 6050754.0774 N 1973563.5185 E 6050738.8909		E	N 1973691.6513 E 6050954.2891 N 1973669.2535 E 6050933.7186		E	N 1973458.3772 E 6051028.3089 N 1973467.1599 E 6051036.8558
	F	N 1973604.2380 E 6050734.0934 N 1973600.8303 E 6050731.4114		F	N 1973691.6513 E 6050954.2891 N 1973669.2535 E 6050933.7186		F	N 1973467.1599 E 6051036.8558 N 1973580.6255 E 6050993.4762



Project North







Agenda Item No. \_\_\_\_\_

File Code No. 330.04

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Business Division, Waterfront Department

**SUBJECT:** Introduction Of Ordinance For A Lease Agreement With The Regents Of The University Of California For The UCSB Sailing Facility

### **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 Agreement with One Five-Year Option with the Regents of the University of California, at a Monthly Rent of \$1,998.40, for Approximately 5,563 Square Feet of Water Area Adjacent to the Sea Landing Rock Groin in the Santa Barbara Harbor, Effective June 1, 2012.

### **DISCUSSION:**

The Regents of the University of California have leased dock space from the City since 1970. The current lease expired on November 30, 2007, and the tenant has continued to occupy and use the site on a holdover status, with the Department's approval, since that time.

The site is permitted to be used for education, research and recreational sailing activities by UCSB's Department of Exercise & Sports Studies, Department of Recreation, and Marine Science Institute. Participation in recreational sailing activities is limited by enrollment through the UCSB Departments of Exercise & Sport Studies and Recreation. Students enrolled in Westmont College, City College and other local schools and educational institutions may, by consent of the UCSB Department of Exercise & Sports Studies and Recreation, participate in sailing programs conducted on the site. Only vessels officially owned and registered to the University, may be docked or moored at its facility.

The basic terms of the proposed lease are as follows:

- **Term:** Five years with one five-year option to extend
- **Rent:** \$1,998.40 per month
- **Percentage Rent:** N/A
- **Annual Rent Adjustment:** Cost of Living increases based on the Consumer Price Index (CPI)

The Harbor Commission recommended approval of the lease agreement at the February 16, 2012, meeting.

**ATTACHMENT:** Site Plan

**PREPARED BY:** Scott Riedman, Waterfront Director

**APPROVED BY:** City Administrator's Office



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING A FIVE-YEAR LEASE AGREEMENT WITH ONE FIVE-YEAR OPTION WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, AT A MONTHLY RENT OF \$1,998.40, FOR APPROXIMATELY 5,563 SQUARE FEET OF WATER AREA ADJACENT TO THE SEA LANDING ROCK GROIN IN THE SANTA BARBARA HARBOR, EFFECTIVE JUNE 1, 2012.

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. In accordance with the provisions of Section 521 of the Charter of the City of Santa Barbara, An Ordinance of the Council of the City of Santa Barbara approving a five-year lease with one five-year option with the Regents of the University of California, at a monthly rent of \$1,998.40, for approximately 5,563 square feet of water area adjacent to the Sea Landing rock groin in the Santa Barbara Harbor, Effective June 1, 2012, is hereby approved.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE AGREEMENTS BETWEEN THE CITY OF SANTA BARBARA AND PILGRIM TERRACE HOMES, MONTECITO COUNTRY CLUB, NINETEENTH DISTRICT AGRICULTURAL ASSOCIATION AND SANTA BARBARA ZOOLOGICAL FOUNDATION TO USE THE CITY'S RECYCLED WATER SYSTEM FOR DELIVERY OF THE CITY'S RECYCLED WATER

WHEREAS, the amount of potable water supply of the City of Santa Barbara (City) is limited, and therefore water conservation is a major concern of the City;

WHEREAS, the City operates additional wastewater treatment facilities at its El Estero Wastewater Treatment Plant, which produces recycled water of satisfactory quality for safe use in irrigating landscape areas within the City;

WHEREAS, Pilgrim Terrace Homes, owns, operates, and maintains landscaped areas to be irrigated, using recycled water, at its sites located at 2230 Modoc Road, Santa Barbara, California;

WHEREAS, Montecito Country Club, owns, operates, and maintains landscaped areas to be irrigated, using recycled water, at its sites located at 920 Summit Road, Santa Barbara, California;

WHEREAS, Nineteenth District Agricultural Association, owns, operates, and maintains landscaped areas to be irrigated, using recycled water, at its site located at Earl Warren Showgrounds, 3400 Calle Real, Santa Barbara, California;

WHEREAS, Santa Barbara Zoological Foundation owns, operates, and maintains landscaped areas to be irrigated, using recycled water, at its site located at 500 Ninos Drive, Santa Barbara, California;

WHEREAS, Pilgrim Terrace Homes, Montecito Country Club, Nineteenth District Agricultural Association and Santa Barbara Zoological Foundation desire to irrigate these areas with recycled water delivered by the City, thereby maximizing efforts to conserve the potable water supply; and

WHEREAS, Pilgrim Terrace Homes, Montecito Country Club, Nineteenth District Agricultural Association and Santa Barbara Zoological Foundation have agreed to accept recycled water for irrigation of their landscaped areas, and the City has agreed to deliver recycled water to Pilgrim Terrace Homes, Montecito Country Club, Nineteenth District Agricultural Association and Santa Barbara Zoological Foundation under the terms and conditions to be set forth in User Agreements between them and the City;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. That the Agreement to Use Recycled Water for a twenty-year term between the City of Santa Barbara and Pilgrim Terrace Homes, Montecito Country Club, Nineteenth District Agricultural Association and Santa Barbara Zoological Foundation for the delivery of recycled water by the City to 3400 Calle Real, 2230 Modoc Road, 920 Summit Road and 500 Ninos Drive, Santa Barbara, California, and the purchase of such water by Pilgrim Terrace Homes, Montecito Country Club, Nineteenth District Agricultural Association and Santa Barbara Zoological Foundation, is approved in accordance with the City Charter.

SECTION 2. That the Public Works Director is authorized to execute said Agreement for a 20-year term.

SECTION 3. Following the effective date of this Ordinance, the City Clerk is hereby authorized to cause the recordation of said Agreement in the Official Records, in the Office of the County Recorder, County of Santa Barbara, and State of California.



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Contract For Construction Of Safe Routes To School Modoc And Portesuello Intersection Improvements Project

**RECOMMENDATION:** That Council:

- A. Accept State Safe Routes to School Program funding in the total amount of \$218,275;
- B. Authorize the increase of estimated revenues and appropriations in the Fiscal Year 2012 Streets Fund by \$218,275 for the Safe Routes to School Modoc and Portesuello Intersection Improvements Project;
- C. Reprogram \$40,000 of existing appropriations in the Streets Fund for School Zone Safety Improvements to Safe Routes to School Modoc and Portesuello Intersection Improvements Project;
- D. Award a contract with Aguilera Brothers Construction, Inc., in their low bid amount of \$196,477.50 for construction of the Safe Routes to School Modoc and Portesuello Intersection Improvements Project, Bid No. 3627; and
- E. Authorize the Public Works Director to execute the contract and approve expenditures up to \$31,400 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment.

**EXECUTIVE SUMMARY:**

The purpose of the Safe Routes to School Modoc and Portesuello Intersection Improvements Project (Project) is to standardize the alignment of the intersection of Modoc Road and Portesuello Avenue in order to improve the intersection's safety and functionality. The intersection was specifically identified in the Safe Routes to School chapter of the City's 2006 Pedestrian Master Plan as a concept project to install pedestrian safety improvements for children attending La Cumbre Junior High School (LCJH). Since 2007, the City has sought funds to make these improvements. The City's California Safe Routes to School (SR2S) application was successful in July 2010, securing the necessary funding for all phases of the Project. After review and approval by the Transportation Circulation Committee (TCC) and the Architectural Board of

## Council Agenda Report

### Contract For Construction Of Safe Routes To School Modoc And Portesuello Intersection Improvements Project

April 24, 2012

Page 2

Review (ABR), Project bids were received from construction contractors in March 2012. The Project is currently listed in the City's Capital Improvement Program.

## **DISCUSSION:**

### BACKGROUND

The intersection of Modoc Road at Portesuello Avenue was first identified as a safety concern by LCJH in 2001 because of the long pedestrian crossing across Portesuello Avenue due to the angled intersection with Modoc Road (see Attachment 1). Through both Parent Teacher Association meetings and a student survey conducted in the fall of 2006, LCJH continued to show interest in improvements at this intersection. The intersection was subsequently identified in the SR2S chapter of the City's 2006 Pedestrian Master Plan as a concept project for intersection safety improvements to serve school children accessing LCJH. In 2009, the intersection was further identified as a safety concern by the Santa Barbara Community Academy, which shares the campus with LCJH, when hazard assessments were conducted in coordination with the school's principal, parents, and the City's Public Works and Police Department staff. Students, parents, and school leadership have expressed specific concerns regarding the long pedestrian crossing and associated pedestrian exposure across Portesuello Avenue due to its non-standard, angled intersection with Modoc Road.

In October 2011, staff presented the Project to the TCC, and it was found to be consistent with the Circulation Element. The TCC supports this Project and commented about the difficulties in traversing the intersection due to its non-standard alignment. The Committee also commented that the planned additional lighting around the school would be most welcome.

In January 2012, staff presented the Project to the ABR, at which time the Project was granted Project Design Approval and Final Approval.

Staff has worked very closely with the property owners at 803 Portesuello Avenue, Robert and Jean Cuellar, as their property will be directly affected by the Project's improvements. Mr. and Mrs. Cuellar have signed an encroachment permit to take on the maintenance of the additional landscaped area that will now be in front of their property (see Attachments 1 and 2).

### PROJECT DESCRIPTION

The Project will standardize the intersection to a ninety-degree angle, greatly reducing the existing 105-foot crossing distance across Portesuello Avenue to a more typical 44-foot crossing. The Project includes additional safety improvements such as relocating the access ramp and crosswalk on Modoc Road from the eastern side of Portesuello Avenue to the western side, and installing new pedestrian lighting over the crosswalks. The design will meet access needs of pedestrians and cyclists, while also accommodating large vehicles (Metropolitan Transit District buses, school buses, and

Council Agenda Report

Contract For Construction Of Safe Routes To School Modoc And Portesuello Intersection Improvements Project

April 24, 2012

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emergency vehicles). The Project has been reviewed by the Santa Barbara Police and Fire Departments, Santa Barbara Transportation staff, the Santa Barbara School District staff, and the Metropolitan Transit District.

### CONSTRUCTION SCHEDULING

There is a six-to nine-month lead time necessary for delivery of the light poles that are included in the Project. Construction is expected to begin in the summer of 2012, and the Contractor shall have 45 working days to complete all construction, except for the light pole installation. Once the light poles have been delivered and accepted by the City, the Contractor shall have an additional 10 working days to complete the light pole installation.

### CONTRACT BIDS

A total of eight bids were received for the subject work, ranging as follows:

	<b>BIDDER</b>	<b>BID AMOUNT</b>
1.	Aguilera Brothers Construction, Inc. Santa Paula, CA	\$196,477.50
2.	Lash Construction, Inc. Santa Barbara, CA	\$208,941.00
3.	Brough Construction, Inc. Arroyo Grande, CA	\$233,670.00
4.	V. Lopez Jr. & Sons, Inc. Santa Maria, CA	\$235,426.00
5.	Berry General Engineering Contractors, Inc. Ventura, CA	\$242,530.00
6.	Hughes General Engineering, Inc. Camarillo, CA	\$249,185.00
7.	Granite Construction Company Watsonville, CA	\$270,860.00
8.	Mendez Concrete, Inc. Santa Paula, CA	\$270,917.30

Council Agenda Report

Contract For Construction Of Safe Routes To School Modoc And Portesuello Intersection Improvements Project

April 24, 2012

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The low bid of \$196,477.50, submitted by Aguilera Brothers Construction, Inc., is an acceptable bid that is responsive to and meets the requirements of the bid specifications.

Total change order funding is slightly more than the typical 15% for this type of work and size of Project. The change order allowance includes an additional \$2,000 to account for the installation of blank conduit and two pull boxes, as requested by the Public Works Facilities Division while the Project was out to bid.

**COMMUNITY OUTREACH**

During the Project's design phase, community outreach was done in order to coordinate with and solicit input from the property owners immediately adjacent to the Project. Staff worked closely with the property owner of 803 Portesuello Avenue, as well as La Cumbre Junior High and Santa Barbara School District staff to develop a design that is acceptable to all involved. Community outreach letters were also sent to the entire affected neighborhood prior to both the October 2011 TCC meeting and the January 2012 ABR meeting, where the Project was presented for review and approval.

In early April, staff again notified the property owners and residents located near the Project location of the upcoming construction via mailers. Prior to construction, the contractor will be responsible for the final notice given via door hangers 72 hours prior to construction.

**FUNDING**

The City has been awarded a State SR2S grant in the amount of \$218,275 for the Project's costs. This particular grant traditionally requires a 10% match, but the City originally offered 15.5% to give the grant application a better likelihood of success. Due to additional sidewalk and access improvements that were added to the Project during design, the City's match is now 29.7% of the total participating Project cost of \$310,410. The City's local match will be paid for out of Measure D funds in the Streets Fund. Since water main improvements in the construction area are needed, staff plans to complete these improvements for an additional \$15,700 outside of the grant to be paid from the Water Fund. In total, the project cost is estimated at \$326,110. With the addition of the \$218,275 in appropriated grant funds, there are sufficient appropriated funds in the Streets Fund and Water Fund to cover the City cost of this Project.

The following summarizes the expenditures recommended in this report:

**CONSTRUCTION CONTRACT FUNDING SUMMARY**

	<b>Basic Contract</b>	<b>Change Funds</b>	<b>Total</b>
	\$196,477.50	\$31,400.00	\$227,877.50
<b>TOTAL RECOMMENDED AUTHORIZATION</b>			<b>\$227,877.50</b>

The following summarizes all Project design costs, construction contract funding, and other Project costs:

**ESTIMATED TOTAL PROJECT COST**

*\*Cents have been rounded to the nearest dollar in this table.*

Design (by Contract)	\$5,890
Encroachment Permit Cost	\$1,859
City Staff Costs – Surveying, Real Property, Design	\$42,983
<b>Subtotal</b>	<b>\$50,732</b>
Construction Contract	\$196,478
Construction Change Order Allowance	\$31,400
<b>Subtotal</b>	<b>\$227,878</b>
Other Construction Costs (testing, etc.)	\$2,500
Construction Management/Inspection (by City Staff)	\$45,000
<b>Subtotal</b>	<b>\$47,500</b>
<b>TOTAL PROJECT COST</b>	<b>\$326,110</b>

**SUSTAINABILITY IMPACT:**

The Project will improve safety and accessibility for families attending LCJH and Santa Barbara Community Academy. Therefore, this Project will contribute to the City's sustainability goals by encouraging more people to walk to school, reducing energy consumption and air pollution.

**ATTACHMENT(S):** 1) Existing Conditions Exhibit  
 2) Final Design Exhibit

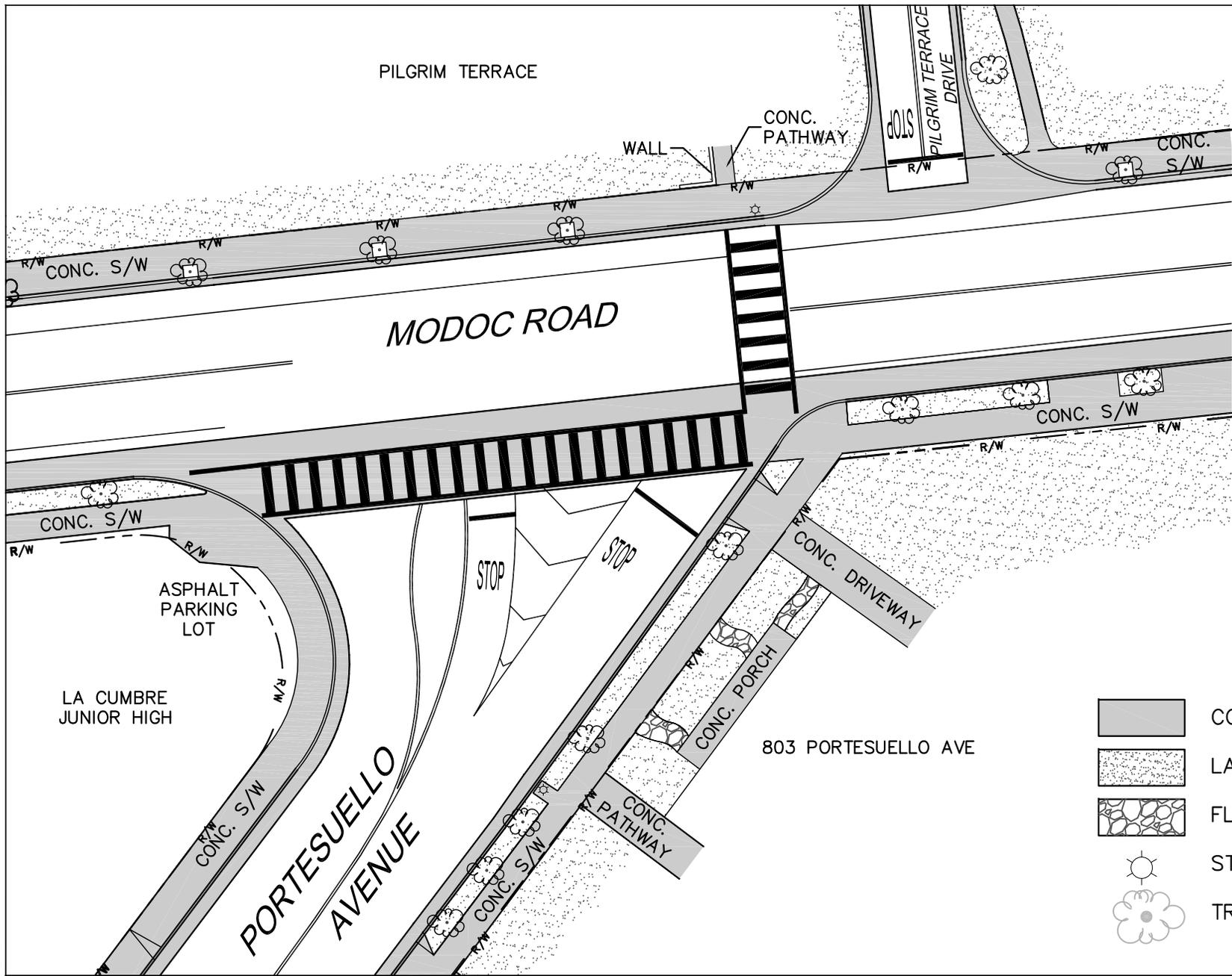
**PREPARED BY:** John Ewasiuk, Principal Civil Engineer/MR/sk

**SUBMITTED BY:** Christine F. Andersen, Public Works Director

**APPROVED BY:** City Administrator's Office



SCALE: 1"=30'



**LEGEND**

-  CONCRETE CONSTRUCTION
-  LANDSCAPED AREA
-  FLAGSTONE PATHWAY
-  STREETLIGHT
-  TREE

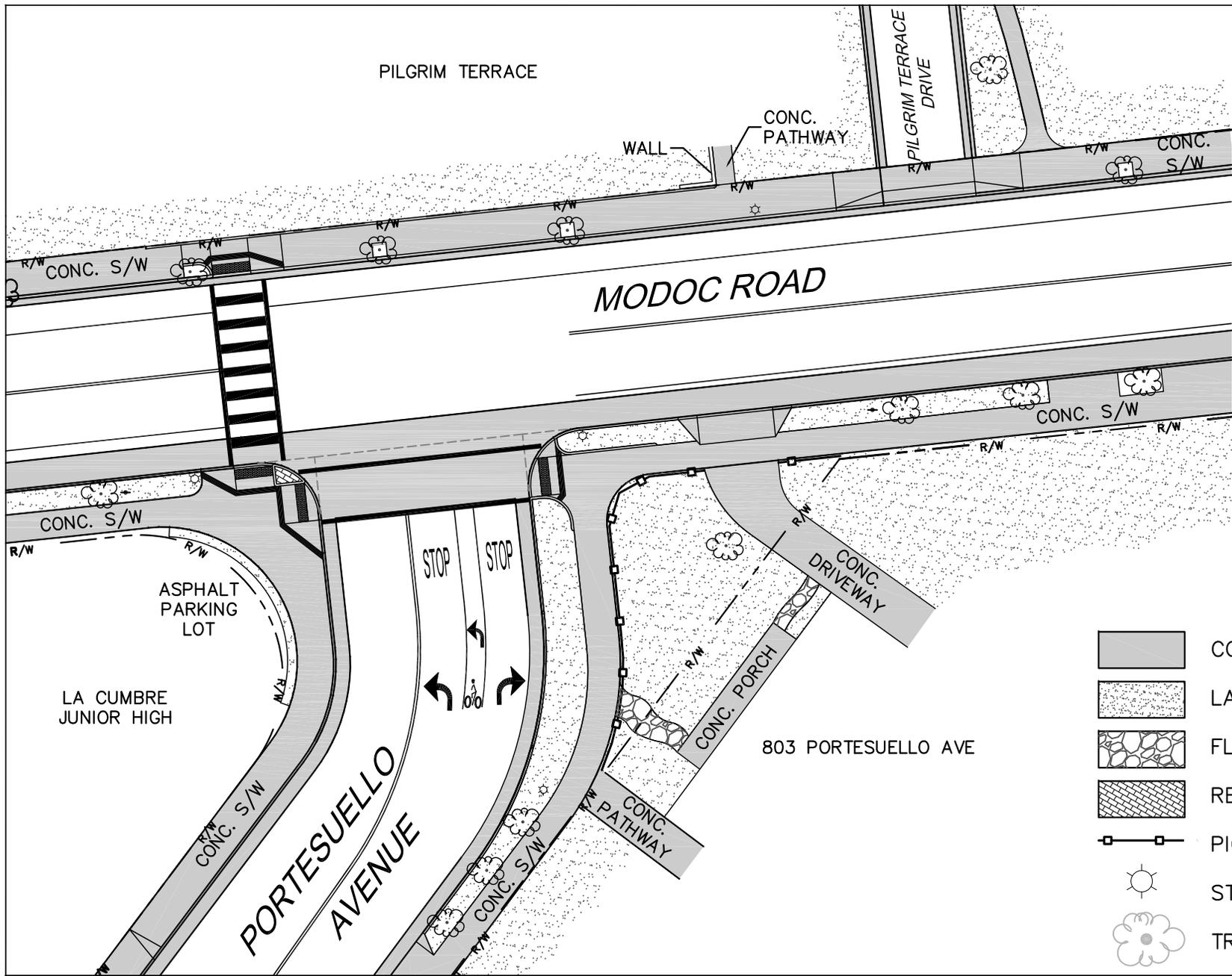


**SAFE ROUTES TO SCHOOL**  
**MODOC & PORTESUELLO**  
**INTERSECTION IMPROVEMENTS**

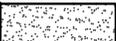
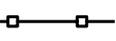
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DRAWN	MR
CHECKED	BD
DATE	4/24/12
EXISTING	



SCALE: 1"=30'



**LEGEND**

-  CONCRETE CONSTRUCTION
-  LANDSCAPED AREA
-  FLAGSTONE PATHWAY
-  RED BRICK PAVERS
-  PICKET FENCE
-  STREETLIGHT
-  TREE



**SAFE ROUTES TO SCHOOL**  
**MODOC & PORTESUELLO**  
**INTERSECTION IMPROVEMENTS**

DESIGN	MR
DRAWN	MR
CHECKED	BD
DATE	4/24/12
FINAL DESIGN	



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Investigative Division, Police Department

**SUBJECT:** Appropriation Of Court Ordered Forfeited Funds To The Investigative Division's Special Investigative Fund

**RECOMMENDATION:** That Council:

- A. Accept \$18,451 of court ordered forfeited funds; and
- B. Approve an increase in estimated revenue and appropriations in the Police Asset Forfeiture and Grants Fund.

### DISCUSSION:

On September 15, 2011, the District Attorney's Office concluded a criminal prosecution which resulted in the court ordered forfeiture (non-drug related) of \$18,451. The court ordered that these forfeited funds be returned "to the Department to recoup buy money." The Police Department's "buy money", which is held in safekeeping, is referred to as the Investigative Division's Special Investigative Fund (SIF). The SIF account is used exclusively to purchase evidence, narcotics/intelligence information and to pay informants. The court ordered forfeited funds are restricted for use in the SIF as directed by the court. Cash disbursements from the SIF are spontaneous and unpredictable and cannot be budgeted. Department policy allows expenditures from the SIF account to a maximum of \$150,000 depending on investigative needs.

Periodically, as needed, the department spends money out of the budgetary account to reimburse the cash SIF. Staff recommends increasing the appropriation authority to use the \$18,451 in forfeited funds.

### BUDGET/FINANCIAL INFORMATION:

The City's General Fund Budget is not affected by this request. Court ordered forfeited funds are a separate Special Revenue Fund. These funds will be placed in a special project fund so they will not be comingled with the General Fund.

**PREPARED BY:** Alex Altavilla, Police Captain

**SUBMITTED BY:** Camerino Sanchez, Chief of Police

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Parks Division, Parks and Recreation Department

**SUBJECT:** Integrated Pest Management 2011 Annual Report

**RECOMMENDATION:** That Council accept the Integrated Pest Management (IPM) 2011 Annual Report.

### **DISCUSSION:**

#### **Background**

The City of Santa Barbara's IPM Strategy, adopted on January 26, 2004, provides an ongoing program to further reduce the amount and toxicity of pesticides used on City property and, where feasible, to eliminate pesticide use in public areas using alternative methods. The Strategy requires an annual program report to be presented to the IPM Advisory Committee, Parks and Recreation Commission, Airport Commission, and City Council. The report discusses the types of pest problems each department encountered; types and quantities of pesticides used by each department; exemptions currently in place and granted during the past year; alternative pest management practices; effectiveness of alternative practices; and proposed changes to pest management practices.

#### **IPM 2011 Annual Report**

In addition to reviewing annual program implementation, the 2011 Report (Attachment 1) discusses the Pesticide Hazard And Exposure Reduction (PHAER) Zone Model adopted by the City Council on February 14, 2006. The PHAER Zone model assigns Green, Yellow, or Red/Special Circumstances Zone designations to sites, or portions of sites, based upon the potential for exposure by humans and sensitive habitat to hazardous pesticides and allows use of carefully screened materials by zone designation. For example, Green Zones are areas of high human exposure potential and only pesticides designated as "Green", which show very limited human and environmental impacts may be used. Yellow Zones are areas with moderate human or environmental hazard. Red/Special Circumstances Zones are areas where high hazard pesticides for highly challenging pest management problems are needed to control pests. Overall, the Zone Model provides for incremental and measurable expansion of risk-reduction efforts, along with communicating clearly to the public the general potential for pesticide exposure.

### **IPM 2011 Program Highlights**

In the 8<sup>th</sup> year of the IPM program, the City saw an overall decrease in units of pesticide applied. The use of Green materials increased from 2,060.5 to 2,461.4 predominately to control mosquitoes. The use of Yellow materials decreased from 1,633.4 to 809.9 units. There was a dramatic decrease of Red materials from 289.3 to 7.06 units.

#### **City-wide**

- The total units of pesticides applied decreased 18% from 3,983.2 in 2010 to 3,277.3 in 2011.
- Units of Green materials increased 19% from 2,060.5 to 2,461.4.
- Units of Yellow materials decreased 50% from 1,633.4 to 808.9.
- Units of Red materials decreased 98% from 289.3 to 7.06.
- The number of times pesticides were applied (including Green, Yellow, and Red materials) increased from 186 to 212.

#### **Airport Department**

- The units of pesticides applied decreased 15% from 2,978.7 in 2010 to 2,539 in 2011.
- Units of Green materials increased 50% from 1,168.9 to 1,755.
- Units of Yellow materials decreased 49% from 1,530.9 to 783.9.
- Units of Red materials decreased 100% from 278.9 to zero.
- The Airport spent 5,140 hours in alternative methods of pest control and spread 280 yards of mulch in planter areas.

#### **Golf Division, Parks and Recreation Department**

- The units of pesticides applied increased 7% from 16.6 in 2010 to 17.7 in 2011.
- Units of Green materials increased 12% from .25 to .28.
- Units of Yellow materials increased 73% from 6.0 to 10.4.
- Units of Red materials decreased 33% from 10.4 to 7.
- The golf course continues to brew microorganisms and compost tea for the greens.

#### **Parks Division, Parks and Recreation Department**

- The units of pesticides applied increased 11% from 8.3 in 2010 to 9.23 in 2011.
- Units of Green materials decreased 100% from 1.9 to zero.
- Units of Yellow materials increased 44% from 6.4 to 9.23.
- No Red materials were applied.
- 840 yards of mulch was spread.

Public Works Department

- The units of pesticides applied decreased 27% from 979.6 in 2010 to 711.3 in 2011.
- Units of Green materials decreased 21% from 889.5 to 706.
- Units of Yellow materials decreased 94% from 90.1 to 5.3.
- No Red materials were applied in 2011.
- Public Works used no rodenticides, using only traps instead.

Waterfront Department

- Mechanical trapping of 902 rats.

**IPM Advisory Committee Recommendation**

At a special meeting held March 6, 2012, the IPM Advisory Committee reviewed and approved the IPM 2011 Annual Report and recommended that the report be forwarded to the Parks and Recreation Commission, Airport Commission, and City Council for review and approval. A memo from Greg Chittick, Chair, on behalf of the IPM Advisory Committee is attached (Attachment 2).

**Airport Commission Recommendation**

The Airport Commission reviewed the IPM 2011 Annual Report on April 18, 2012.

**Parks and Recreation Commission Recommendation**

On March 28, 2012, the Parks and Recreation Commission unanimously approved the IPM 2011 Annual Report and recommended that the report be forwarded to City Council for review and approval.

**SUSTAINABILITY IMPACT:**

Under the City's Sustainable Santa Barbara Program, the City's goals of Source Reduction and Toxics Reduction are met through the IPM Program. Parks and Recreation staff use recycler mowers to reduce green waste and reduce the need for fertilizer. Additionally, all City staff continue to use IPM methods at City parks and facilities in lieu of pesticide use.

**ATTACHMENT(S):** 1. IPM 2011 Annual Report  
2. Memo from IPM Advisory Committee

**PREPARED BY:** Santos M. Escobar, Parks Manager

**SUBMITTED BY:** Nancy L. Rapp, Parks and Recreation Director

**APPROVED BY:** City Administrator's Office



**City of Santa Barbara  
Integrated Pest Management Strategy**

**DRAFT 2011 Annual Report**

**Prepared March 2012**



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[http://www.santabarbaraca.gov/Resident/Community/Parks\\_and\\_Beaches/Integrated\\_Pest\\_Management.htm](http://www.santabarbaraca.gov/Resident/Community/Parks_and_Beaches/Integrated_Pest_Management.htm)



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## **I. INTRODUCTION**

In January 2004, the City of Santa Barbara (City) adopted a City-wide Integrated Pest Management (IPM) Strategy. The City's IPM Strategy was developed to help reduce pesticide hazards on City property and promote effective pest management.

The IPM Strategy requires that an Annual Report be prepared. The Annual Report addresses each of the following areas:

- Types of pest problems that each Department has encountered
- Types and quantities of pesticides used by each Department
- Exemptions currently in place and granted during the past year
- Alternatives currently used for phased out pesticides
- Alternatives proposed for adoption within the next 12 months
- Effectiveness of any changes in practices implemented
- Planned changes to pest management practices

In addition to the areas described above, the 2011 Annual Report discusses the Pesticide Hazard And Exposure Reduction (PHAER) Zone System adopted by the City Council in February 2006. This is the eighth Annual Report for the program.

### **Integration of the PHAER Zone System**

The IPM Strategy required the development of a "Zone System" tied to the IPM Approved Materials List to limit pesticide use based on potential human exposure. In February 2006, the City Council adopted the PHAER Zone system to be incorporated into the IPM Strategy.

The PHAER Zone system assigns Green, Yellow, or a Special Circumstance/Red Zone designation to sites, or portions of sites, based upon the potential for exposure by humans and sensitive habitat to hazardous pesticides, and allows use of carefully screened materials by zone designation. For example, Green Zones are areas of high exposure potential, and only pesticides designated as "Green", which show very limited human and environmental impacts, may be used. Yellow Zones are areas with less potential for harm from exposure, and a broader range of "Yellow" materials are permitted under the PHAER Zone system.

## **Citizen and Staff IPM Advisory Committees**

City Council established the Citizen IPM Advisory Committee by Resolution No. 06-008. The members of the Committee are appointed by the Parks and Recreation Commission to serve two-year terms. The purpose of the Committee is to review and advise on the implementation of the City's Pest Management Strategy.

In 2011, the Citizen IPM Advisory Committee met three times to discuss and act on IPM policies and practices. The 2011 Citizen IPM Advisory Committee included the following representatives:

- Greg Chittick, community at large
- Oscar Carmona, community at large
- Kristen LaBonte, community at large
- Christina McGinnis, Environmental Defense Center
- Corey Welles, Pesticide Awareness and Alternative Coalition

The Staff IPM Committee, consisting of Department IPM Coordinators, continued to work effectively with the Citizen IPM Advisory Committee to administer the IPM Strategy and oversee pest management practices.

Department IPM Coordinators are representatives appointed by Department Heads to serve on the Staff IPM Committee. Department representatives were: Jeff McKee from the Airport, Sue Gray from Community Development, Joe Poire from the Fire Department, James Dewey from Public Works, Judd Conley from the Waterfront, and Santos Escobar, serving as the overall IPM Coordinator, under the leadership of the Parks and Recreation Department.

## **IPM Advisory Committee Dissentions**

In 2011, there were no IPM Advisory Committee dissentions. A dissention is when a vote is not unanimous.

## II. 2011 PROGRAM SUMMARY

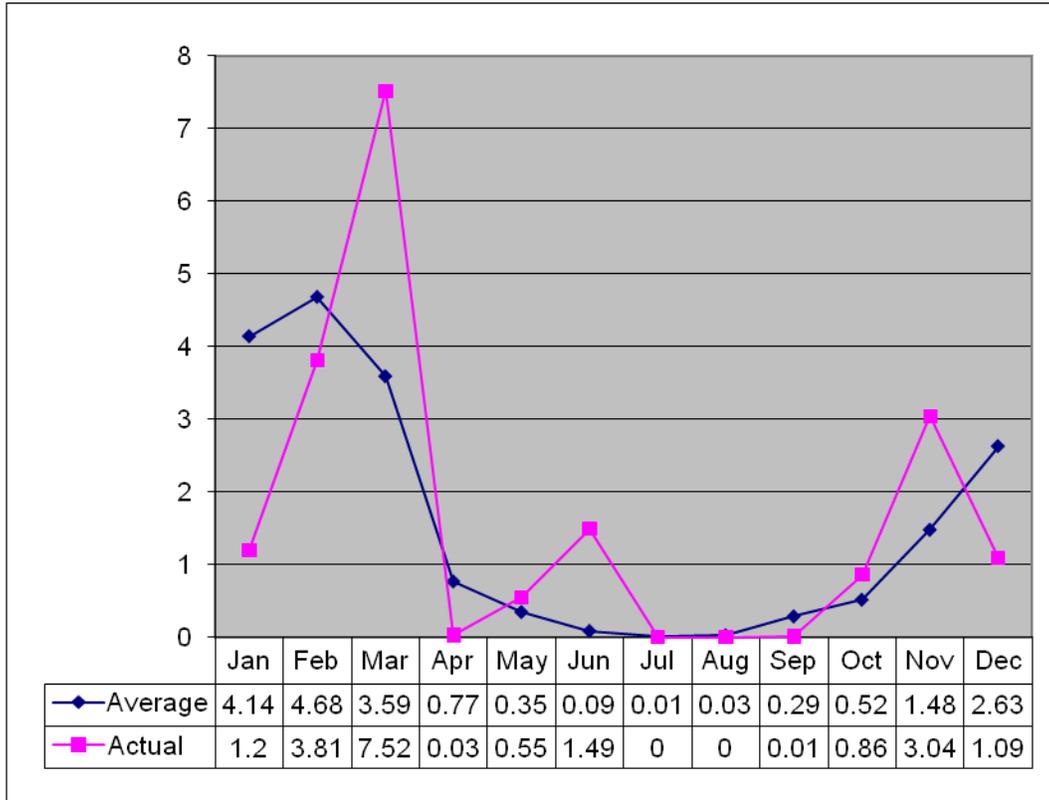
Overall pesticide use decreased from 3,983.2 units in 2010 to 3,277.3 units in 2011. The use of Green materials increased from 2,060.5 units to 2,461.4 units. The use of Yellow materials decreased from 1,633.4 units to 808.9 units. The use of Red materials decreased from 289.3 units to 7.06 units. The vast majority of the increase in Green materials is from the control of mosquitoes. The control of mosquitoes accounted for 94% of all the pesticides used City-wide in 2011.

It is important to note that because pesticide use will vary from year to year, an increase or decrease from the previous year does not necessarily indicate a long-term trend. Many factors affect the amount of pesticides applied in any one year.

One of the main factors that determine pest populations is rainfall. The more rain the area receives in a year, the greater the population of insects and weeds.

The graph below shows the significantly higher than normal rainfall experienced in March.

**2011 Rainfall Chart**



## **City-Wide**

- The total units of pesticides applied decreased from 3,983.2 in 2010 to 3,277.3 in 2011.
- Units of Green materials increased from 2,060.5 to 2,461.4.
- Units of Yellow materials decreased from 1,633.4 to 808.9.
- Units of Red materials decreased from 289.3 to 7.06.
- The number of times pesticides were applied (including Green, Yellow, and Red materials) increased from 186 to 212.

## **Airport Department**

- The units of pesticides applied decreased from 2,978.7 in 2010 to 2,539 in 2011.
- Units of Green materials increased from 1,168.9 to 1,755.
- Units of Yellow materials decreased from 1,530.9 to 783.9.
- Units of Red materials decreased from 278.9 to zero.
- The Airport spent 5,140 hours in alternative methods of pest control and spread 280 yards of mulch in planter areas.

## **Golf Division, Parks and Recreation Department**

- The units of pesticides applied increased from 16.6 in 2010 to 17.7 in 2011.
- Units of Green materials increased from .25 to .28.
- Units of Yellow materials increased from 6.0 to 10.4.
- Units of Red materials decreased from 10.4 to 7.06.
- The golf course continues to brew microorganisms and compost tea for the greens.

## **Parks Division, Parks and Recreation Department**

- The units of pesticides applied increased from 8.3 in 2010 to 9.23 in 2011.
- Units of Green materials decreased from 1.9 to zero.
- Units of Yellow materials increased from 6.4 to 9.23.
- No Red materials were applied.
- 840 yards of mulch was spread.

## **Public Works Department**

- The units of pesticides applied decreased from 979.6 in 2010 to 711.3 in 2011.
- Units of Green materials decreased from 889.5 to 706.
- Units of Yellow materials decreased from 90.1 to 5.3.
- No Red materials were applied in 2011.
- Public Works used no rodenticides, using only traps instead.

### III. PEST PROBLEMS ENCOUNTERED

A variety of pests were encountered on City properties in 2011 as outlined in the table below. Departments ranked their top three pest problems with the numbers 1, 2 and 3. Other pest problems encountered are checked (✓). Footnote annotations reference additional information.

**Pest Problems Encountered Table**

		Airport	Creeks	Golf	Parks	Parking	Public Works	Waterfront
Plant pests	Giant whitefly				✓	✓	✓	
	Misc. plant insects			✓	✓ <sup>3</sup>	3		
	Disease	✓		1 <sup>1</sup>	✓ <sup>4</sup>	✓		
Specimen Tree Pests	Oak Worm	✓			✓	2		
	Psyllids				✓			
Weeds	Invasives	✓	✓	3 <sup>2</sup>	1 <sup>5</sup>			
	General weeds	3	✓	✓	1	1	✓	3
	Perennial grasses	✓	✓	✓	1 <sup>6</sup>		✓	✓
Vertebrates	Gopher	2	✓	2	2		✓	✓
	Ground Squirrel	✓	✓	2	✓			✓
	Gulls/ nuisance birds	✓		2	✓	✓		2
	Moles			2	✓			
	Raccoons	✓		2				
	Skunks	✓		2				
Human Health	Poison Oak	✓			✓			
	Bees, yellow jackets, etc.	✓		✓	3	✓	2	
	Rats/ mice	✓		✓	✓	✓	3	1
	Mosquitoes	1		✓	✓		1	
Other	Termites	✓					✓	
	Roaches						✓	
	Pigeons	✓				✓	✓	
	Crows	✓		✓				
	Ants	✓				✓	✓	

1. Golf reported these plant diseases (fungus): Dollar Spot, Pink Snow Mold, Anthracnose, and Yellow Patch.
2. Golf reported this invasive weed: Clover.
3. Parks reported these plant insects: Lerp Psyllids, Mites, Oak Moths, Thrips, Aphids, Snails, Slugs, and Ants.
4. Parks reported these plant diseases: Leaf Spot, Mildew, Blight, Pink Bud Rot, Sooty Mold, Pythium, Armillaria, and Phytothora.
5. Parks reported these invasive weeds: Arrundo, Nutgrass, Kikuyu Grass, Clover, Oxalis, Malva, Foxtail, Spurge, Dandelion, Milkweed, Sow Thistle, Poa annua, Puncture Vine, Johnson Grass, and Poison Oak.
6. Parks reported the following perennial grasses: Crab, and Bermuda.

## **IV. TOTAL PESTICIDE USE**

Data has been collected for City-wide pesticide application since 2004. This data is plotted in the graphs on subsequent pages. The graphs illustrate the various reductions and increases in pesticide use by each Department. A City-wide narrative is provided as well as one for each Department describing the particular pest issues faced this year, followed by a graph depicting pesticide use.

There are a number of factors that affect pesticide use. These include weather patterns (unseasonably dry or wet weather), introduction of new, or changes to existing pest populations, and changes in the effectiveness or availability of pesticide materials.

It should also be noted that due to the change in 2006 from the Tier system to the PHAER Zone system of pesticide classification, the graphs will show an expanded data list beneath each chart. The top data list is based on the PHAER system of pesticide classification and is valid for the 2006 - 2011 columns only. The lower data list is based on the Tier system and is included for prior years to provide historical data.

As the program continues into its ninth year, reduced budgets and staffing levels will continue to be a significant challenge. Financial constraints may require a change in service levels and aesthetic expectations or a greater reliance on more cost effective traditional pesticides. However, the City is committed to the use of Green materials, so it is likely that the overall units of pesticides applied will increase. Green materials generally require higher application levels than Red or Yellow pesticides. A rise in Green material use, even though it increases the overall pesticide use in the City, will generally mean a reduction in the application of higher risk Yellow and Red materials.

## City-wide Pesticide Use

City-wide pesticide use decreased in 2011, mainly because of the reduced use of Yellow materials to manage mosquito populations throughout the City. Pesticides applied decreased from 3,983.2 units in 2010 to 3,277.3 in 2011. The use of Green materials increased from 2,060.5 units to 2,461.4 units. The use of Yellow materials decreased from 1,633.4 units to 809.9 units, and Red materials decreased from 289.3 units to 7.06 units. The control of mosquitoes accounted for 94% of all the pesticides used City-wide in 2011.

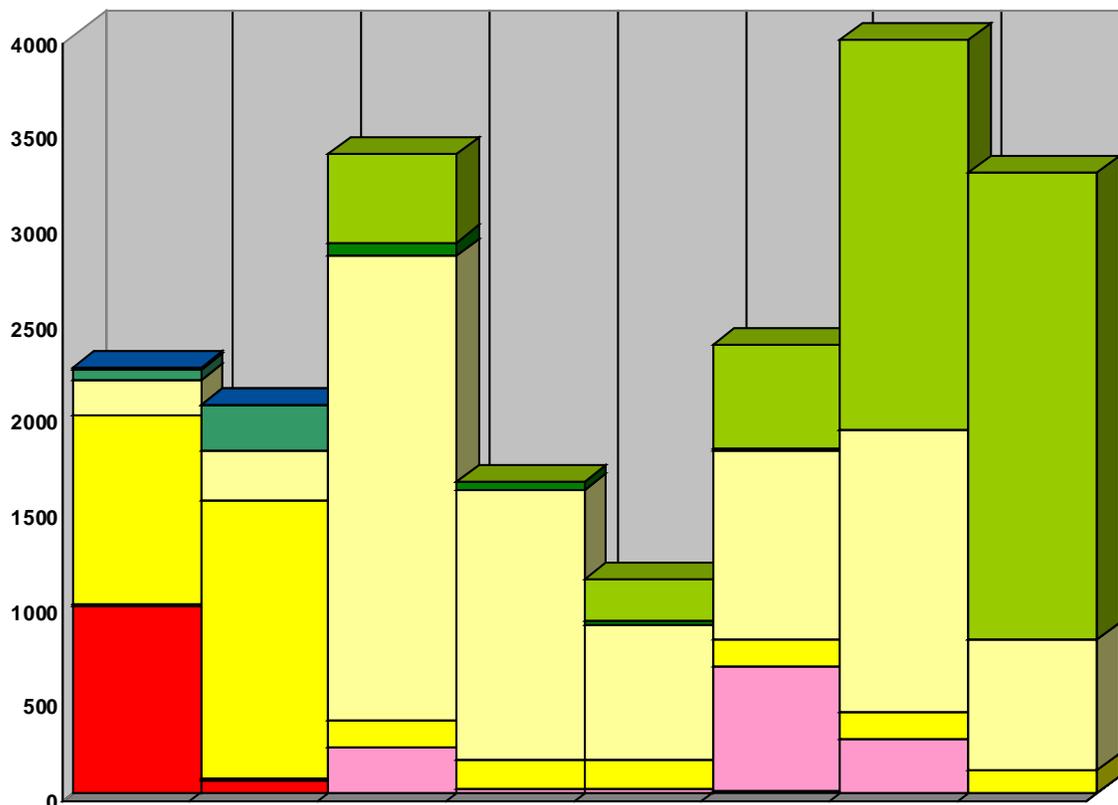
The table below provides a summary of the pesticides applied on City property in 2011. Pesticides are reported in either pounds or gallons depending on whether they are dry or liquid. The column labeled "Type" includes the type of pesticide applied: Insecticide, Fungicide, Herbicide, Molluscicide, and Rodenticide. The data used to generate the total overall pesticide use is based upon total units (gallons or pounds) of all materials.

City Departments who applied pesticides, or contracted with pesticide applicators, prepared monthly pesticide and alternative use reports, and participated in the preparation of this Annual Report. The monthly reports form the basis of the Annual Report and are available at the main offices of each Department.

**Total Pesticide Use Table**

Pesticide Name	Active Ingredient	Type	Amount of Pesticide Applied													
			Airport		Golf		Parks and Recreation		Public Works		Applications					
			Gallons	Pounds	Gallons	Pounds	Gallons	Pounds	Gallons	Pounds	Airport	Golf	Parks and Recreation	Public Works		
Acelepryn	Chlorantraniliprole	Insecticide			0.25								1			
Natular	Spinosad	Larvicide		601.4									2			
Primo Maxx	Trinexapac-ethyl	Regulator			0.03								2			
Vectobac G	Bti	Insecticide		1,153.20					236	44					17	
VectoLex CG	B. sphaericus	Insecticide		0.5					470	2					7	
<b>Green Totals</b>			0	1,755.10	0.28	0	0	0	0	706	48	3	0	24		
Advion Roach Gel	Indoxacarb	Insecticide							0.08						2	
Advion Insect Granuals	Indoxacarb	Insecticide							5.25						2	
Affirm	Polyoxin Zinc	Fungicide				9.6						2				
Altosid XR-B	Methoprene	Insecticide		628.55							6					
Aquamaster	Glyphosate	Herbicide					0.75							8		
Ditrac	Diphacinone	Rodenticide		9.25							6					
Rose Defense	Neem Oil	Insecticide						2.1						3		
Round-up Pro Max	Glyphosate	Herbicide	75.13		0.5		3.68				22	4	34			
Surflan	Oryzalin	Herbicide	30								4					
Termidor SC	Fipronil	Insecticide							0.01						1	
Trimmit 2SC	Pacllobutrazol	Regulator			0.28							5				
Wasp Freeze	Alethrin	Insecticide					2.7							20		
Wilco Squirrel Bait	Diphacinone	Rodenticide		41							10					
<b>Yellow Totals</b>			105.13	678.8	0.78	9.6	9.23	0	0.09	5.25	48	11	65	5		
Banner-maxx	Propiconazole	Fungicide			0.95									2		
Daconil	Chlorothalonil	Fungicide			2.75									2		
Heritage	Azoxystrobin	Fungicide			0.3									3		
Medallion	Fludioxonil	Fungicide				3.06								1		
<b>Red Totals</b>			0	0	4	3.06	0	0	0	0	0	8	0	0		
<b>Department Totals</b>			105.13	2,433.90	5.06	12.66	9.23	0	0.09	711.25	96	22	65	29		
<b>City-wide Totals:</b>			<b>Gallons</b>	<b>119.51</b>	<b>Pounds</b>	<b>3,157.81</b>					<b>Applications</b>		<b>212</b>			

## City-wide Pesticide Use



	2004	2005	2006	2007	2008	2009	2010	2011
<b>PHAER</b>								
Green Pounds			489.05	.5	220	549.5	2,058.25	2,461.10
Green Gallons			48.5	42.96	19.01	10	2.235	0.28
Yellow Pounds			2,449.91	1,421.95	717.132	993.38	1,485.31	693.65
Yellow Gallons			135.65	149.08	150.458	140.53	148.11	115.23
Red Pounds			246.93	30.56	16.201	656.28	281.95	3.06
Red Gallons			3.75	1.25	9.191	19.73	7.31	4
<b>History</b>								
Tier 4 Gallons								
Tier 4 Pound	9	3.4						
Tier 3 Gallons	1.1	1.25						
Tier 3 Pounds	54	236.54						
Tier 2 Gallons	195.5	267.04						
Tier 2 Pounds	992	1,469.03						
Tier 1 Gallons	5.5	9						
Tier 1 Pounds	995.9	70						
<b>Totals</b>	<b>2253</b>	<b>2,056.26</b>	<b>3,373.79</b>	<b>1,646.30</b>	<b>1,131.992</b>	<b>2,369.40</b>	<b>3,983.165</b>	<b>3,277.32</b>

## **Parks Division Pesticide Use**

Pesticide use by the Parks Division increased in 2011. The use of Green materials decreased from 1.9 units to zero due primarily to mosquito controls being applied by Environmental Services rather than Parks staff. There was an increase in Yellow materials from 6.4 units to 9.23 units due to heavy spring rains, requiring added weed management in street islands, and rose disease management at the A.C Postel Memorial Rose Garden. No Red materials were used this year on any parkland.

## **Alternatives Used**

The Parks Division performed 7,316 hours of alternative pest management. The Parks Division used a weed flamer on sidewalk cracks and rocky areas as well as applying 840 yards of mulch and biosolids in planter areas. As in years past, the majority of alternative hours were in hand-weeding and hoeing, and mechanical weeding with power equipment.

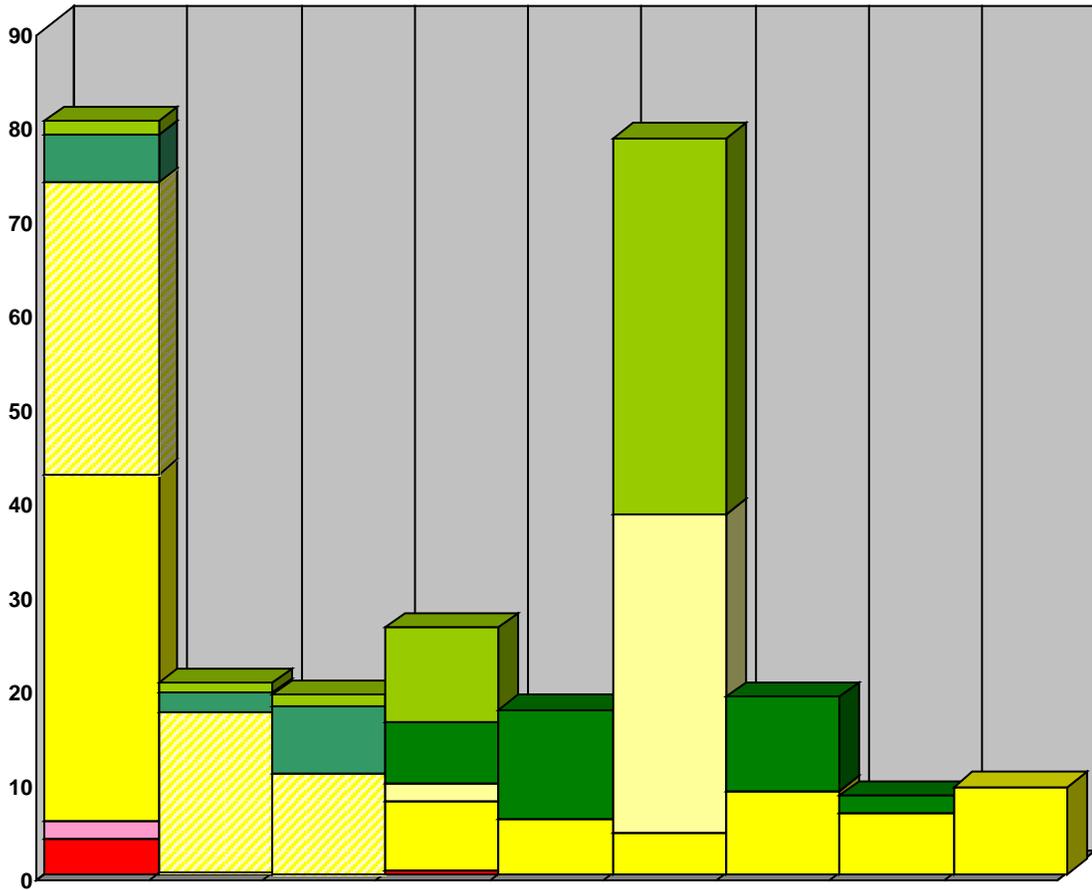
Various other alternatives were practiced in 2011, including trapping for mice, rats, and squirrels and the continued use of worm castings and the beneficial fungus mycorrhizae. The Parks Division also continues to search for alternative herbicides in hopes of finding effective products.

This year has seen historic levels of gopher activity in the park system, and we expect it to continue into 2012. The Parks Division has significantly increased gopher trapping activities to try and minimized damage to the turf and planter areas that are affected.

## **Exemptions**

The Parks Division applied for one exemption. The exemption request was for the use of Glyphosate at Shoreline Park to eradicate invasive arundo on cliff-side areas inaccessible to power equipment. This exemption was granted and used successfully.

## Parks Division Pesticide Use



	2003	2004	2005	2006	2007	2008	2009	2010	2011
<b>PHAER</b>									
Green Pounds				10		40			
Green Gallons				6.5	11.71		10	1.875	
Yellow Pounds				2		34			
Yellow Gallons				7.43	5.71	4.24	8.78	6.425	9.23
Red Pounds									
Red Gallons				0.25					
<b>History</b>									
Tier 4 Gallons									
Tier 4 Pound									
Tier 3 Gallons	1.5	1	1.25						
Tier 3 Pounds	5.05	2	7						
Tier 2 Gallons	31	17	10.71						
Tier 2 Pounds	37								
Tier 1 Gallons	1.7	0.22							
Tier 1 Pounds	3.8								
<b>Totals</b>	<b>80.05</b>	<b>20.22</b>	<b>18.96</b>	<b>26.18</b>	<b>17.42</b>	<b>78.24</b>	<b>7.38</b>	<b>8.3</b>	<b>9.23</b>

### **Golf Division Pesticide Use**

The Golf Division increased its material use from 16.6 units in 2010 to 17.7 units in 2011. Although there was an increase in Yellow materials from 6.0 units to 10.4 units, there was a decrease in Red materials from 10.4 units to 7 units. Due to a mild and humid summer, the golf course relied on a series of fungicide applications to control a severe outbreak of Anthracnose (*Colletotrichum cereale*) on the greens. The disease pressure would have been far worse were it not for the increased populations of Creeping Bentgrass that have been introduced to the greens. In the past, the golf course would have relied more heavily on red materials to control Anthracnose, but now, there are safer yellow materials that help to control the disease.

### **Alternatives Used**

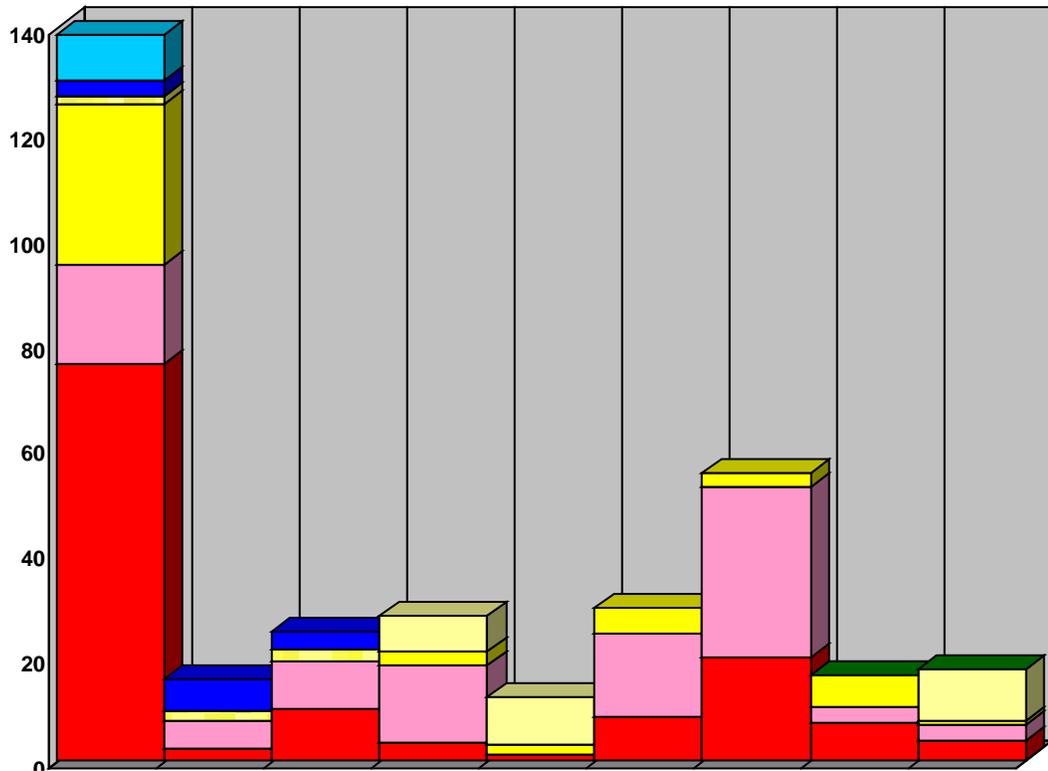
The Golf Division continues to use the “Green” insecticide Acelepryn successfully for Black Turfgrass Ataenius grub control on the greens. Acelepryn is the only grub control product that is not required by the EPA to include a Signal Word on the label.

The Golf Division continues to implement “Old World” agronomy practices to establish finer leaf turfgrasses. This approach has led to an increase in bentgrass populations which require less fertilizer, chemical and irrigation use. The total amount of Red materials was again reduced, when compared to 2010, by 32% due to these changes. Areas of the putting green surfaces that were damaged from the Anthracnose outbreak were routinely “spiked” and seeded with disease resistant bentgrass. These techniques coupled with the use of seaweed and responsible irrigation practices have increasingly helped to reduce Red and Yellow pesticide use at the Santa Barbara Golf Club.

### **Exemptions**

The Golf Division applied for and received nine exemptions. The exemptions were for the fungicides Banner-Maxx, Daconil, Heritage, Medallion, Prostar and Affirm; the insecticide Acelepryn and the growth regulators Primo Maxx and Trimmit. All of the exemptions targeted the greens.

## Golf Division Pesticide Use



	2003	2004	2005	2006	2007	2008	2009	2010	2011
<b>PHAER</b>									
Green Pounds									
Green Gallons								0.25	0.28
Yellow Pounds				7	9				9.6
Yellow Gallons				2.31	1.94	4.97	2.75	5.97	0.78
Red Pounds				15		16.06	32.68	3.06	3.06
Red Gallons				3.5	1.25	8.361	19.73	7.31	4
<b>History</b>									
Tier 4 Gallons	8.75								
Tier 4 Pound	3.13	6	3.4						
Tier 3 Gallons									
Tier 3 Pounds									
Tier 2 Gallons	1.4	1.9	2.5						
Tier 2 Pounds	30.84								
Tier 1 Gallons	18.7	5.3	9						
Tier 1 Pounds	76	2.45	10						
<b>Totals</b>	<b>138.82</b>	<b>15.65</b>	<b>24.9</b>	<b>27.81</b>	<b>12.19</b>	<b>29.391</b>	<b>55.16</b>	<b>16.59</b>	<b>17.72</b>

## **Airport Department Pesticide Use**

As in past years, the Airport Department pesticide applications concentrated on three types of pests in 2011: mosquitoes, rodents, and weeds.

### **Mosquitoes**

In 2011, the Airport Department relied on three products to control mosquito populations in the Goleta Slough: Natular XRT, Altosid XR, and BTI. The Airport Department received an exemption to test Natular XRT, a new extended release, Yellow mosquito control material. The test worked well, but costs for the material are higher than other materials. The Airport Department again used Altosid XR, a Yellow extended release larvicide, to control mosquito sources in the Goleta Slough. Large amounts of BTI based Vectobac and Vectolex, both short-term efficacy, Green materials, were applied. The Airport Department has worked with the Mosquito and Vector Management District to rely more heavily on the Green materials.

### **Weeds**

In addition to the extensive manual weed control program at the Airport, staff used the Yellow products Roundup ProMax and Surflan to maintain the airfield, as needed, for safe aircraft operations and to preserve infrastructure. Herbicides were used to prevent weeds from obscuring airfield lights and signs, and to prevent weeds from deteriorating airfield assets.

### **Rodents**

In 2011, the Airport Department used only Yellow diphacinone based materials to control rodents on the airfield. Rodents on the airfield attract predators that pose a collision hazard for aircraft. Rodents also create an FAA compliance issue by undermining and creating uneven surfaces in runway safety areas. On-going rodent control is necessary to maintain a safe environment for aircraft operations.

Gophers outside the airfield fence were controlled with mechanical traps.

### **Alternatives Used**

Alternative efforts focused on the control of weeds through mechanical methods, including string trimming, hand-weeding and hoeing. The number of hours devoted to alternative pest control was 5,140 hours in 2011.

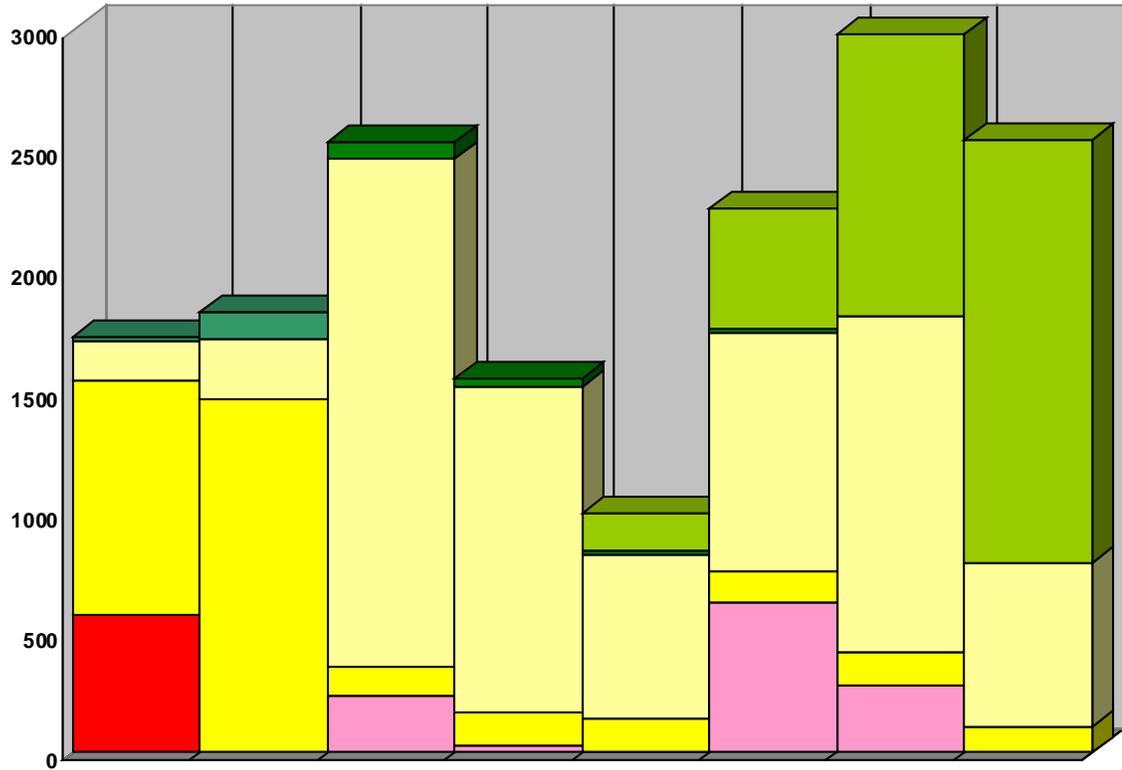
In 2011, the Airport Department used a beekeeper to remove multiple swarms of bees from the Airport.

The Airport Department also applied 280 yards of mulch to help control weeds.

## **EXEMPTIONS**

The Airport applied for and received a single exemption in 2011 – Natular XRT. The Natular was used successfully to control mosquitoes.

### Airport Pesticide Use



	2004	2005	2006	2007	2008	2009	2010	2011
<b>PHAER</b>								
Green Pounds			28.5		160	507	1,168.90	1,755.10
Green Gallons			42	31.25	19	9.9		
Yellow Pounds			2,107.31	1,349.95	678.625	993.38	1,395.26	678.8
Yellow Gallons			125.61	140.05	137.855	128	135.65	105.13
Red Pounds			231.93	30.06		623.6	278.89	
Red Gallons					0.75			
<b>History</b>								
Tier 4 Gallons								
Tier 4 Pound								
Tier 3 Gallons								
Tier 3 Pounds	12.5	115.4						
Tier 2 Gallons	170.9	247.2						
Tier 2 Pounds	972.3	1469						
Tier 1 Gallons								
Tier 1 Pounds	568							
<b>Totals</b>	<b>1,723.70</b>	<b>1,831.60</b>	<b>2,535.35</b>	<b>1,551.31</b>	<b>995.480</b>	<b>2,261.88</b>	<b>2,978.70</b>	<b>2,539.03</b>

## **Public Works Department Pesticide Use**

The Public Works Department is comprised of a number of Divisions. For the purpose of this report, the Parking Division, Vector Control, Streets Division, and Facilities Maintenance Division are included.

The Public Works Department decreased its use of pesticides in 2011. Green materials decreased from 889.5 units in 2010 to 706 units in 2011 due to the small reduction in the need for the Green material Bti to treat for mosquitoes. Use of Yellow materials decreased from 90.1 units in 2010 to 5.3 units in 2011, also due to decreased mosquito control. Although the Environmental Services Division oversees mosquito control at multiple sites, the Andrée Clark Bird Refuge receives the majority of material applications for this Division. No Red materials were applied in 2011.

### **Alternatives Used**

The Parking Division used no pesticides in 2011 and continues to use alternative methods for weed control including hand-weeding, weed whip, and limited use of burning with a weed torch. Weed abatement continues to require a large amount of time and effort using non-chemical methods. Alternative practices for pest management include plant replacement, worm castings, and washing off insects with water pressure.

Vector Control utilizes mechanical traps instead of rodenticide for rodent abatement. There are 105 mechanical trap stations on State Street and 40 on Coast Village Road. The number of rodents caught by mechanical traps on State Street and Coast Village Road totaled 1,631. Alternative use hours for this effort are 1,514.

Beekeepers are utilized for bee abatement in the public right-of-way. Hives are euthanized only in the rare circumstance where the bees cannot be relocated. In 2011, thirty-five hives and/or swarms were relocated with zero loss. The alternative use hours for this effort total 81.

The Streets Division managed weeds with mulch on Carrillo Hill, Milpas Roundabout, and islands at Indio Muerto on the eastside. All other weed abatement throughout the City was performed with hand tools by weekend SWAP crews.

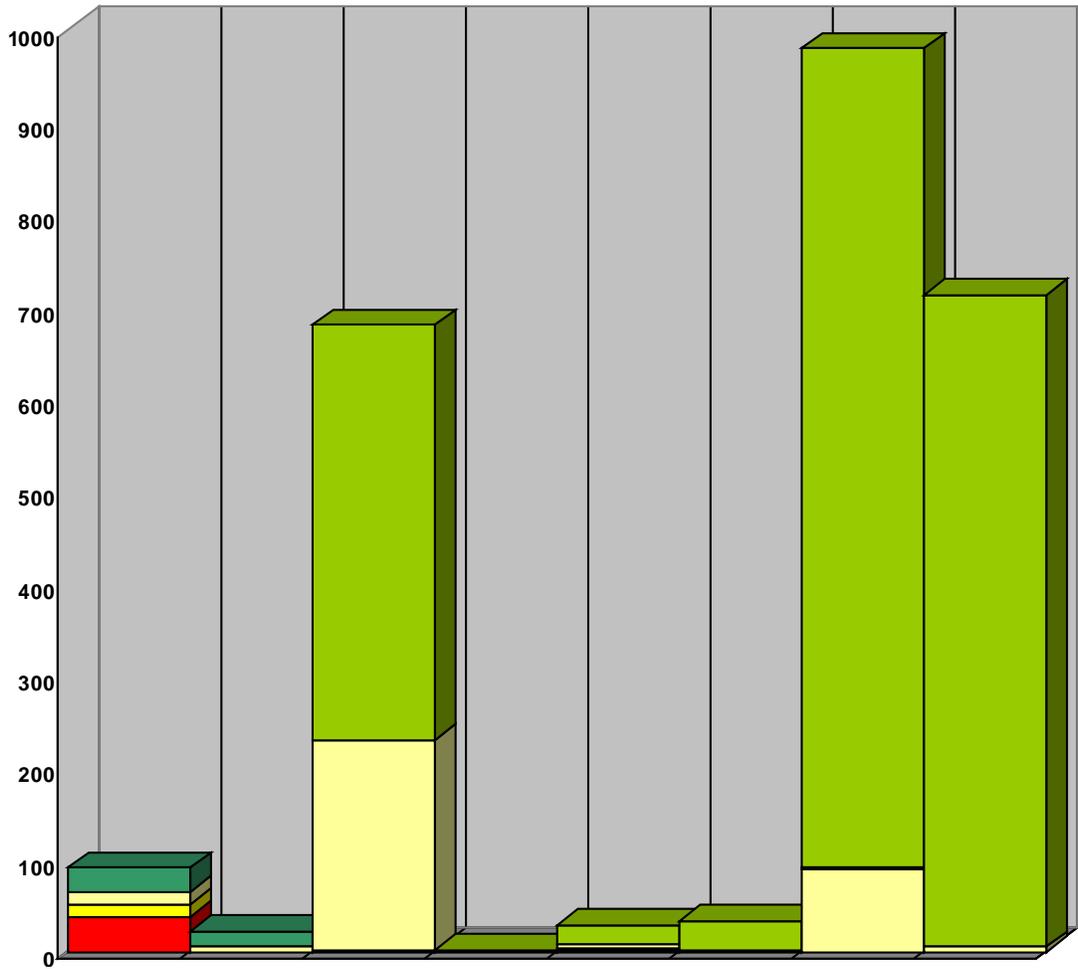
The Facilities Maintenance Division utilized mechanical traps instead of rodenticide for rodent abatement.

### **Exemptions:**

One exemption was applied for in 2011 by Vector Control, which was for the Yellow material Altosid for mosquito control. The exemption was applied for and granted in August of 2011. This was done as a precautionary measure in the event that mosquito populations grew beyond thresholds even with standard applications of the Green material Bti. If this occurred, an immediate application would be necessary. This season, control was met with the use of the Green material only; therefore, Altosid was never used.

The Facilities Division applied for and was granted an exemption for the use of Termidor for ant control at Fire Station #7. This exemption was used successfully.

## Public Works Pesticide Use



	2004	2005	2006	2007	2008	2009	2010	2011
<b>PHAER</b>								
<b>Green Pounds</b>				0.5	20	32.5	889.35	706
<b>Green Gallons</b>			450.55		0.01	0.104	0.11	
<b>Yellow Pounds</b>					4.507		90.05	5.25
<b>Yellow Gallons</b>			228.6	1.38	3.393	1	0.065	0.09
<b>Red Pounds</b>			0.31		0.141			
<b>Red Gallons</b>					0.08			
<b>History</b>								
<b>Tier 4 Gallons</b>								
<b>Tier 4 Pound</b>								
<b>Tier 3 Gallons</b>								
<b>Tier 3 Pounds</b>	27	15.16						
<b>Tier 2 Gallons</b>	13	6.625						
<b>Tier 2 Pounds</b>	14	0.031						
<b>Tier 1 Gallons</b>								
<b>Tier 1 Pounds</b>	37							
<b>Totals</b>	<b>91</b>	<b>21.816</b>	<b>679.46</b>	<b>1.88</b>	<b>28.131</b>	<b>33.6</b>	<b>979.58</b>	<b>711.34</b>

## V. EXEMPTIONS

Under the IPM Strategy and PHAER Zone system, exemptions may be granted when a pest outbreak poses an immediate threat to public health, employee safety, or will result in significant economic or environmental damage. Exemptions may be requested for one-time application or as a programmatic exemption for a single year. The exemption process is outlined in the IPM Strategy.

- Fourteen exemptions were requested from the IPM Committee in 2011 as summarized in the table to the right and listed in the table below.

- One emergency exemption was requested by Facilities in 2011 and granted by the IPM Coordinator for the use of Termidor for the treatment of ants at the following locations:

- Cabrillo Bath House
- Carrillo Recreation Center
- Fire Station #2
- Franklin Center
- West Side Center

- Of the fourteen requests approved, three were not implemented.

**2011 Exemption Summary**

Exemptions	Airport	Env. Serv.	Fire	Facilities	Golf	Parks	Totals
<b>Emergency</b>				1			1
<b>Proposed</b>	1	1	1	1	9	1	14
<b>Passed</b>	1	1		1	9	1	13
<b>Denied</b>			1				1
<b>Applied</b>	1			2	8	1	12
<b>Not Applied</b>		1	1		1		3

**Exemption Detail Table**

Vote	Dept. / Div.	Material	Type	Type	Exemption Type	Used	Site
Passed	Airport	Natular	Insecticide		Programatic	Yes	Slough
Passed	Env. Serv.	Altosid	Insecticide		Programatic	No	Bird refuge
Passed	Facilities	Termidor	Insecticide		One Time	Yes	Fire Station #7
Denied	Fire	Glyphosate	Herbicide		One Time	No	Fire Station #7
Passed	Golf	Acelepryn	Fungicide		Programatic	Yes	Greens
Passed	Golf	Affirm	Fungicide		Programatic	Yes	Greens
Passed	Golf	Banner-maxx	Fungicide		Programatic	Yes	Greens
Passed	Golf	Daconil	Fungicide		Programatic	Yes	Greens
Passed	Golf	Heritage	Fungicide		Programatic	Yes	Greens
Passed	Golf	Medallion	Fungicide		Programatic	Yes	Greens
Passed	Golf	Prostar	Fungicide		Programatic	No	Greens
Passed	Golf	Trimmit	Regulator		Programatic	Yes	Greens
Passed	Golf	Primo Maxx	Regulator		Programatic	Yes	Greens
Passed	Parks	Glyphosate	Herbicide		One Time	Yes	Shoreline Park

**Comparison of Exemptions for 2010 and 2011**

	2010	2011
Number of Exemption Requests	16	15
Number of Exemption Requests Approved	16	14
Number of Approved Exemption Requests Applied	12	12
Number of Approved Exemption Requests Not Applied	4	3

## VI. ALTERNATIVE PEST MANAGEMENT PRACTICES USED IN 2011

Non-chemical pest management alternatives used in 2011 are reviewed in the table below. The use of non-chemical IPM alternatives was emphasized over pesticide applications. Hours reported for the total year are from the *Monthly Alternative Use Reports* prepared by each Department. A check (✓) indicates the alternative was used, but time was not tracked for it. The total tracked hours for City-wide alternative practices increased from 8,326 in 2010 to 15,323 in 2011, primarily due to increased weed control at the Airport.

PEST	Alternative	Airport	Golf	Public Works	Parks	Citywide Hours
WEEDS	Mulch & wood chips	48	✓		460	508
	Weed fabric				✓	0
	Propane flame weeder			52	✓	52
	Hot water/ steam				✓	0
	Hand weeding	750.5	750	235.5	1,819	3,555
	Weed whip	4,307	✓	235	4,500	9,042
	Habitat modification				✓	0
	Irrigation Mgmt.		✓		✓	0
	Host plants squeeze out					0
PLANT PESTS	Irrigation Mgmt.				✓	0
	Compost tea/microbial in.					0
	Enhance plant health		✓			0
	Worm castings				✓	0
	Effective micro-organisms					0
	Wash off plants				✓	0
	Resistant varieties					0
	Remove plant/tree				✓	0
GOPHERS	Traps		✓		225	225
SQUIRRELS	EPA exempt bait					0
	Traps		✓		200	200
	Habitat modification					
RATS & MICE	Mechanical traps	35		1,514	112	1,661
	Cat				✓	0
MOSQUITOES	Mosquito fish				✓	0
	Remove stagnant water				✓	0
BEES	Bee Keepers			81	✓	81
OTHER	Glue traps/roaches					0
	Heat Treatment					0
<b>Total Hours</b>		<b>5,139.5</b>	<b>750</b>	<b>2,117.5</b>	<b>7,316</b>	<b>15,323</b>

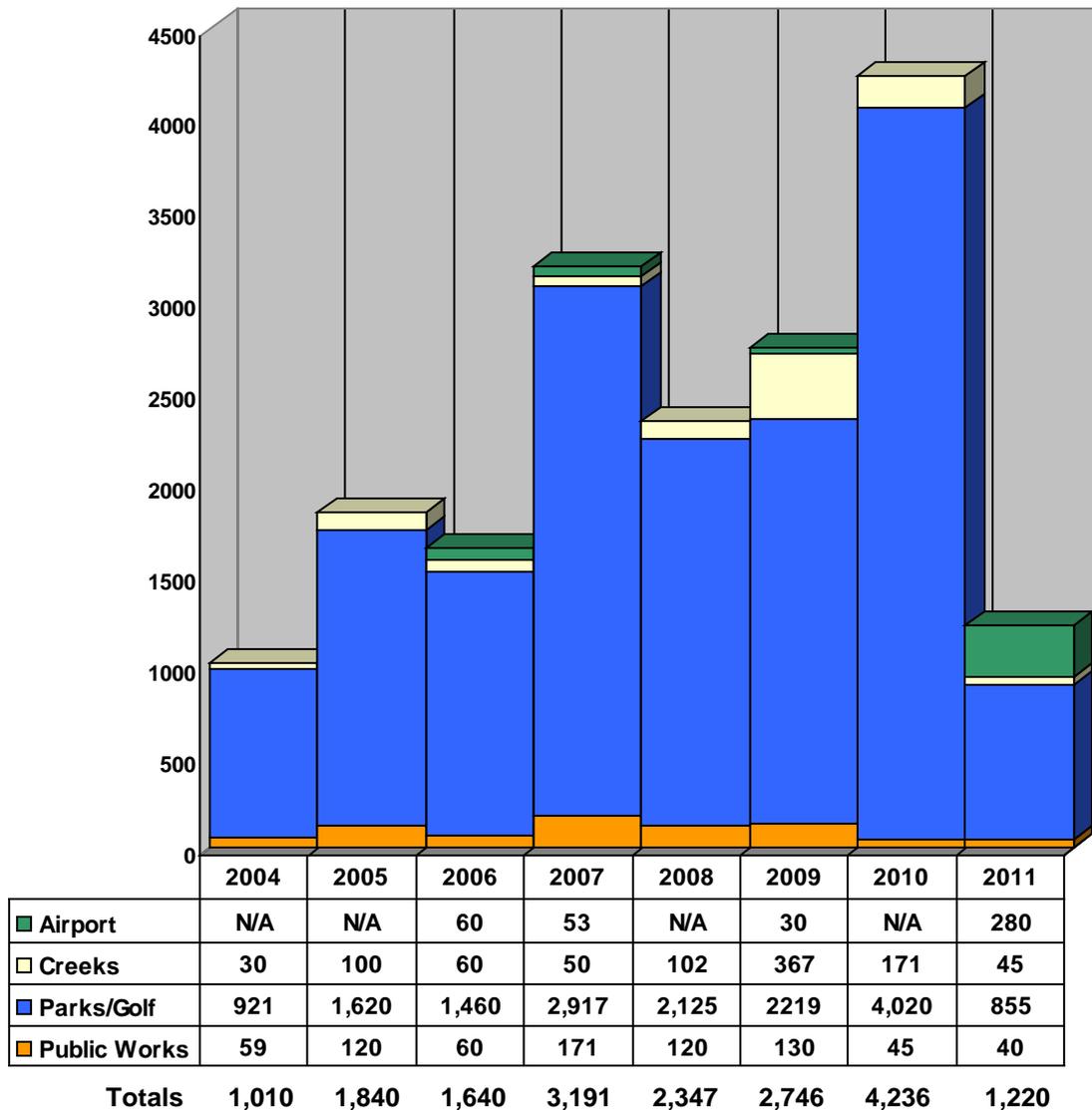
## Total Mulch Use

Mulch has been found to be effective in suppressing the growth of annual weeds. The table below shows the types of mulch applied for 2011.

**Mulch Use Table**

Yards of Mulch by Type	Airport	Creeks	Parks/Golf	Public Works	City Totals
Biosolids			10		<b>10</b>
Woodchips	280	45	845	40	<b>1,210</b>
<b>Total Yards</b>	<b>280</b>	<b>45</b>	<b>855</b>	<b>40</b>	<b>1,220</b>

**Mulch Use Comparison Chart**



## VII. EFFECTIVENESS OF ALTERNATIVE PRACTICES IMPLEMENTED

In general, most alternative pest management practices are more labor intensive and costly, and not as effective as the use of Yellow and Red classified pesticides. However, there are occasions when a Yellow or Red material is also not effective in controlling a pest problem. While most Green materials and practices provide only moderate control of pest populations, there have been some successes. The effectiveness of alternatives for the biggest pest problems encountered is reviewed below.

- **Weeds:** A variety of alternatives are used to provide moderate effectiveness and control including: weeding, weed whipping, mulching, mowing, and a flame torch in designated safe areas. These alternatives are significantly more labor and cost intensive and not as effective as Yellow materials. Alternative food grade or EPA exempt chemicals, such as the clove oil based Burnout II, have not proven effective.
- **Insects / Mollusks:** Results are mixed for combating insects and mollusks. For some insects, there are no known effective alternatives. Some alternatives can be very effective but expensive, such as removing non-resistant plants and replacing them with resistant varieties. However, the following alternatives have proven successful against insects and mollusks:
  - Sluggo for snails and slugs
  - Worm castings for white fly
  - Insecticidal soap for aphids
  - Neem oil as a dormant spray
  - Bti for mosquitoes
  - Acelepryn for beetles
- **Disease:** No effective alternative has been found for most diseases. Where possible, staff focuses on preventative treatments to enhance plant health. Once disease strikes, pesticides are generally required to combat it.
- **Gophers:** For the most part, mechanical traps are being used City-wide. Traps have been found to be moderately effective and are more expensive than rodenticides due to higher costs of purchasing, installing, monitoring, and cleaning out traps.
- **Ground Squirrels:** Mechanical trapping, using snap and electrical traps, is the primary method of control at this time. This method is moderately effective at controlling populations. Some control has been achieved using food grade baits. Both trapping and baiting have proven very labor intensive.
- **Mice / Rats:** At this time, traps are the primary way of controlling this population. Traps have been found to be effective depending on population size and location and available food sources. Positive public perception seems to far outweigh the costs of using traps. Traps have also shown themselves to be very effective in controlling rodents on downtown State Street and at Coast Village Road.
- **Termites:** Building Maintenance now uses heat treatments to control drywood termites where appropriate. Heat was found to be equally effective as pesticides on smaller buildings with drywood termites. However, costs are 50% higher at this time, and heat is not effective on large structures or with subterranean termites.

## VIII. PROPOSED CHANGES TO PEST MANAGEMENT PRACTICES

### Alternative Practices Proposed for 2012

The upcoming year will pose new challenges due to the financial climate. Budget considerations and the reduction of staff may require a change in service levels and aesthetic expectations or a greater reliance on more cost effective traditional pesticides. Departments will continue to seek “least toxic” alternatives that provide higher benefit to cost ratios. Departments will also continue to use alternatives found effective in the past six years unless more cost-effective alternatives are found. Departments propose the following for 2012:

- The Parks Division will continue to implement the PHAER Zone system of Integrated Pest Management and continue studying alternative materials and methods. Parks will continue experimenting with sheet mulching to control weeds.
- The Golf Division will continue to experiment with new Green materials as they come forward.
- In the coming year, the Airport Department may again seek exemptions for fumitoxin to control rodents on the airfield, and Vikane to treat drywood termites in Airport buildings. Alternative effort hours are expected to remain static.

## **IX. CONCLUSION**

Overall, the City decreased its use of pesticides in 2011. The decrease was in Yellow materials, which declined by 50%, and Red materials, which declined by 97%. Green materials rose by 19% primarily due to using Green materials in place of Yellow materials in the treatment of mosquitoes.

During these times of reduced budgets, it is important for City staff to find cost effective, low risk, viable alternatives so that pesticide hazards may be reduced further and the overall efficiency of IPM practices may increase. Additionally, changes in maintenance standards and expectations will become more prevalent as funding for the maintenance of City parks, landscapes, and facilities decrease.

Also critical to reducing pesticide hazards in the City of Santa Barbara is the continuation of community outreach and public education. Because of this community outreach, the public will become more aware of the City's greater reliance upon low risk IPM alternatives.

## X. ATTACHMENTS

### ATTACHMENT A: APPROVED MATERIALS LIST

The pesticides listed on the Approved Materials List are categorized according to the pesticide screening protocol in the PHAER Zone system.

Product Name	Active Ingredient	ZONE	Tier	Type
Acelepryn	Chlorantraniliprole	Green	3	Insecticide
Advance Ant Bait	Orthoboric Acid	Green	3	Insecticide
Advion Roach Stations (enclosed)	Indoxacarb	Green*	3	Insecticide
AllDown	citric acid, acetic acid, garlic	Green	3	Herbicide
<i>Any brand name</i>	Orthoboric Acid ant bait station	Green	3	Insecticide
Avert Cockroach Bait Station	Abamectin B1 0.05%	Green	3	Insecticide
Avert Cockroach Gel Bait	Abamectin B1 0.05%	Green	3	Insecticide
Bactimos Pellets	Bt	Green	3	Insecticide
Bactimos Wettable	Bt	Green	3	Insecticide
Bio-Weed	corn gluten	Green	3	Herbicide
Borid Turbo	Orthoboric Acid	Green	3	Insecticide
BurnOut 2	clove oil	Green	3	Herbicide
Cease Biofungicide	B. subtilis	Green	3	Fungicide
Cinnamite	cinnamaldehyde	Green	3	Insect/Fung
Conserve	spinosad	Green	3	Insecticide
Dipel Flowable	Bt	Green	3	Insecticide
Drax Ant Kill PF	Orthoboric Acid	Green	3	Insecticide
EcoExempt	Wintergreen Oil	Green	3	Herbicide
EcoExempt D	2-Phenethyl propionate / Eugenol	Green	3	Insecticide
Embark	mefluidide	Green	3	Growth Regulator
GreenErgy	Citric, Acetic Acid	Green	3	Herbicide
Kaligreen	potassium bicarbonate	Green	3	Fungicide
Matran (EPA Registration Exempt)	clove oil	Green	3	Herbicide
Natura Weed-A-Tak	clove oil	Green	3	Herbicide
Niban	Isoboric Acid 5%	Green	3	Insecticide
Safer Soap	potassium salts of fatty acids	Green	3	Insecticide
Sluggo	iron phosphate	Green	3	Other
Summit BTI Briquets	Bt	Green	3	Insecticide
Teknar HP-D	Bti	Green	3	Insecticide
Terro II	Orthoboric Acid	Green	3	Insecticide
Vectobac G	Btk	Green	3	Insecticide
VectoLex CG	bacillus sphaericus	Green	3	Insecticide
Victor Wasp and Hornet Killer	Mint Oil 8% & Sodium Lauryl Sulfate 1%	Green	3	Insecticide

Product Name	Active Ingredient	ZONE	Tier	Type
Advion Ant Arena	Indoxacarb	Yellow	2	Insecticide
Advion Roach Gel	Indoxacarb	Yellow	2	Insecticide
Advion Insect Granules	Indoxacarb	Yellow	2	Insecticide
Agnique MMF	POE Isoocatadecanol	Yellow	2	Insecticide
Aliette	fosetyl aluminum	Yellow	2	Fungicide
Altosid Briquettes	methoprene	Yellow	2	Other
Altosid Liquid	methoprene	Yellow	2	Other
Altosid Pellets	methoprene	Yellow	2	Other
Altosid XR-B	methoprene	Yellow	2	Other
Aquamaster-Rodeo	glyphosate	Yellow	2	Herbicide
Avid	abamectin	Yellow	2	Miticide/Insecticide
Ditrac	Diphacinone	Yellow	2	Rodenticide
Dormant	petroleum oil	Yellow	2	Insecticide
Green Light	Neem oil	Yellow	2	Insecticide/Fungicide
Kop-R-Spray	Copper Oil	Yellow	2	Fungicide
M-PEDE	potassium salts of fatty acids	Yellow	2	Insecticide
Omni Oil	Mineral Oil	Yellow	2	Fungicide
Prostar 70 WP	flutolanil	Yellow	2	Fungicide
Rose Defense	Neem oil	Yellow	2	Insect/Fung
Roundup Pro	glyphosate	Yellow	2	Herbicide
Roundup ProMax	glyphosate	Yellow	2	Herbicide
Safticide Oil	petroluem oil	Yellow	2	Insecticide
Stylet Oil	Petroleum distillates	Yellow	2	Insecticide
Sulf-R-Spray	Parafin oil, sulfur	Yellow	2	Fungicide
Superior Spray Oil	petroleum distillates	Yellow	2	Insecticide
Surflan	oryzalin	Yellow	2	Herbicide
Surflan AS	oryzalin	Yellow	2	Herbicide
Termidor SC	Fipronil	Yellow	2	Insecticide
Triact	Neem oil	Yellow	2	Insecticide/Fungicide
Trilogy	Neem oil	Yellow	2	Insecticide/Fungicide
Wasp-Freeze	allethrin	Yellow	2	Insecticide
Wilco Ground Squirrel Bait	diphacinone	Yellow	2	Other
XL 2G	benefin; oryzalin	Yellow	2	Herbicide

*All Special Circumstance materials will continue to require exemptions granted by the IPM Advisory Committee, as provided in the City of Santa Barbara IPM Strategy*

Banner-maxx	Propiconazole	S.C.	1	Fungicide
Bayleton	triadimafon triazole	S. C.	1	Fungicide
Daconil	Chlorothalonil	S.C.	1	Fungicide
Fumitoxin	Aluminum phosphide	S. C.	1	Rodenticide
Heritage	Azoxystrobin	S.C.	1	Fungicide
Manage	halosulfuron methyl	S. C.	1	Herbicide

Product Name	Active Ingredient	ZONE	Tier	Type
Medallion	fludioxonil	S. C.	1	Fungicide
Quick Pro	glyphosate/diquat	S. C.	1	Herbicide
Reward	diquat dibromide	S. C.	1	Herbicide
Rubigan	fenarimol	S. C.	1	Fungicide
Rubigan EC	fenarimol	S. C.	1	Fungicide
Subdue	metalaxyl	S. C.	1	Fungicide
Trimmit 2SC	Paclobutrazol	S.C.	1	Growth Regulator
Zp Rode	zinc phosphide	S. C.	1	Rodenticide

\* By decision of the Citizen IPM Advisory Committee, chemicals that may be classified normally as Yellow materials may be classified as Green materials if they are entirely enclosed in factory sealed bait stations.



**City of Santa Barbara**  
Parks and Recreation Department

**Memorandum**

**DATE:** March 16, 2012

**TO:** City Council  
Parks and Recreation Commission  
Airport Commission

**FROM:** City IPM Advisory Committee

**SUBJECT:** IPM Advisory Committee Review of IPM Program in 2011 and 2011 Annual Report

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The City of Santa Barbara's Integrated Pest Management (IPM) program continues to grow and evolve. The Committee feels strongly that the program has been successful and stands as one of the greatest environmental achievements in the City's history.

The Committee agrees with the analysis presented in the 2011 annual report and supports the direction and programs described therein. It is important to note that, although pesticide use levels vary from year to year based on a number of factors, the committee has confidence in the city staff which continues to exemplify goodwill and integrity in regards to implementing the program, developing new ideas and initiatives and working collaboratively with the committee and the community. We commend them for their dedication across all departments.

A number of additional points in regards to the IPM program are listed below.

- A number of successes have been achieved and demonstration through such practices as rodent trapping, heat treatment of termites, green mosquito control and green control of plant pests. Many green practices are only successful with the benefits of detail oriented, concentrated efforts, which have been exemplified by many efforts in the IPM program.
- There have been a number of successes associated with green control of mosquitoes. A large percentage of the City's pesticide use is related to mosquito control. Mosquito control is an important issue as it has direct impacts on public health issues. The IPM committee is committed to protecting human health as well as reducing pesticide use. This is an area where public health is of great concern; therefore effectiveness is the highest priority.

With budgetary challenges, pressure on staff and the committee will continue in 2012 to accept a decrease in maintenance service levels at many parks. The budgetary challenges are mostly realized in the area of weed abatement which leads to higher than normal level of weeds that are aesthetically displeasing to a portion of the public.

With the associated need for labor related to least toxic methods, we continue to believe that developing a well coordinated volunteer program will help the long term effectiveness of the IPM program. The Parks Division has expanded the number of volunteer work days by reaching out to community groups such as Santa Barbara Beautiful. Parks Division staff reports that about 6-7 work days per year are currently being undertaken with up to 100 people at each workday.

We also want to thank Oscar Carmona (8 years) and Cory Wells (3 years), two members of the IPM committee who completed their service this year, for their years of service and extensive, hands-on expertise. They will be missed.

The Advisory Committee will continue to work with staff, elected officials, and members of the public to ensure a quality program that protects the City's assets while not compromising human and environmental health.



Agenda Item No. \_\_\_\_\_

File Code No. 550.08

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Business & Properties Division, Airport Department

**SUBJECT:** Airport Parking Control Management System

### **RECOMMENDATION:**

That Council find it in the City's best interest to waive the formal bid process, as authorized by Municipal Code 4.52.070 L., and authorize the City's General Services Manager to issue a purchase order with Amano McGann, Inc. (Amano) in an amount not-to-exceed \$167,450 to provide and install Airport Parking Revenue Control Equipment in the Airline Terminal Parking Lot System.

### **DISCUSSION:**

#### **Background**

In 2001, as the result of a competitive Request for Proposal process, Ampco System Parking was awarded a Management Contract to operate and manage the Airport public parking facilities. As part of this agreement, Ampco advised the Airport on the purchase of appropriate shuttle vehicles, revenue control equipment, and computer systems to operate the parking system and has consistently operated the parking lots in a professional and responsive manner. In 2007, City Council amended Ampco's contract term to coincide with the timing of the Airline Terminal Improvement Project.

As the Airline Terminal Improvement Project nears completion, it has become apparent that some of the equipment assumptions that were made were incorrect, and that new equipment is required to operate the new short term parking lots. It was assumed that the Airport would be phasing out staffed kiosks and that automated pay on foot machines would be utilized in the new short term and long term parking lots. However, after trying the pay on foot machines in the beginning of the Airline Terminal Improvement project, it was found that these machines do not serve the public as well as a staffed kiosk. As such, on March 13, 2012, staff recommended and Council approved the construction contract for a new parking kiosk in the short term parking lot.

Along with the new parking lot kiosk, additional revenue control equipment is needed to operate the new short term parking lot. Ampco's parking revenue control equipment supplier is Amano McGann, Inc. (Amano). Amano has provided and installed all existing equipment in the Airport's two long term lots. In order to have the new short term lot operate compatibly with the long term lots, Amano equipment needs to be procured and installed in the new short term lot.

### **Request to Waive Bid Procedures**

It is staff's opinion that it is in the best interest of the City to issue a purchase order in a not to exceed amount of \$167,450 with Amano to provide and install the revenue control parking lot equipment in the Airport's new short term parking lot. This will ensure that all Airport Parking Lot revenue control systems are compatible and will function together seamlessly.

### **Funding**

There are sufficient funds in the Airport's Capital Fund for the purchase of the new equipment.

**PREPARED BY:** Hazel Johns, Assistant Airport Director

**SUBMITTED BY:** Karen Ramsdell, Airport Director

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Treasury Division, Finance Department

**SUBJECT:** March 31, 2012, Investment Report And March 31, 2012, Fiscal Agent Report

**RECOMMENDATION:** That Council:

- A. Accept the March 31, 2012, Investment Report; and
- B. Accept the March 31, 2012, Fiscal Agent Report.

### DISCUSSION:

On a quarterly basis, staff submits a comprehensive report on the City's portfolio and related activity pursuant to the City's Annual Statement of Investment Policy. The current report covers the investment activity for the period of January through March 2012.

During the first quarter, financial markets continued to show robust improvement due to several factors. The results for the March quarter reflected strong U.S. corporate earnings reports, improvement in U.S. economic data, and an easing of investor concerns about the European sovereign debt crisis. With investor approval, Greece defaulted on its debt payments and the European Central Bank pledged to mitigate future liquidity risk in its financial markets to help stem the contagion from spreading to other countries. Although, it is held that Spain, Ireland and Portugal are still at risk.

The major stock indexes posted strong first quarter growth, reflecting higher returns in all sectors except utilities. The Dow Jones Industrial Average (DJIA) index, which measures stocks from 30 industrial "blue-chip" companies, rose 8.84 percent from the previous quarter; the S&P 500, composed of 500 "large-cap" companies across various sectors, was up 12.59 percent; and NASDAQ, which largely measures technology stocks, was higher by 18.67 percent.

At its March meeting, the Federal Reserve Bank's Open Market Committee (FOMC) acknowledged the moderate economic expansion during the quarter, improvement in labor market conditions, lower unemployment levels, and stable longer-term inflation expectations. However, with conditions "broadly similar" to that at the time of the January FOMC meeting, the Committee maintained the current federal funds rate at a

target range of 0-1/4 percent. The Committee also agreed to maintain its “highly accommodative” monetary policy by reinvesting maturing principal payments on existing holdings and expanding its longer-term holdings as part of “Operation Twist”. Designed to hold longer-term interest rates low, “Operation Twist” seeks to lower the cost of borrowing, stimulate consumer spending and encourage investors to take on riskier assets.

Notwithstanding strong growth in financial markets, improvement in the U.S. economy, and higher consumer confidence during the quarter, Treasury yields were slightly higher at March 31, 2012. Historically, Treasury yields have a tendency to move inversely to financial markets. During periods of strong economic growth, investors tend to buy riskier, higher yielding investments, like stocks, and reduce holdings of their safer, lower yielding investments, like Treasuries. The slightly higher Treasury yields at the end of the quarter indicated continuing domestic and foreign investor caution through this protracted economic recovery.

As shown in the table to the right, the change in Treasury yields during the first quarter ranged from an increase of 6 basis points on the 3-month Treasury note to an increase of 21 basis points on the 5-year Treasury note. The yield on the 5-year Treasury note ended the quarter at 1.04 percent, once again rising above 1 percent after more than eight months at historically low levels of less than 1 percent. In fact, longer-term Treasury yields in the 10- and 30-year periods posted the largest first quarter increases of 35 basis points and 46 basis points, respectively. The State of California’s Local Agency Investment Fund (LAIF) rate remained unchanged at 0.38 percent.

U.S. Treasury Market					
	12/31/2011	1/31/2012	2/29/2012	3/31/2012	Quarterly Change
3 Month	0.01%	0.06%	0.08%	0.07%	0.06%
6 Month	0.06%	0.08%	0.13%	0.15%	0.09%
1 Year	0.10%	0.13%	0.18%	0.19%	0.09%
2 Year	0.24%	0.22%	0.30%	0.33%	0.09%
3 Year	0.35%	0.30%	0.43%	0.51%	0.16%
4 Year	0.59%	0.50%	0.63%	0.77%	0.18%
5 Year	0.83%	0.71%	0.87%	1.04%	0.21%
10 Year	1.88%	1.83%	1.98%	2.23%	0.35%
30 Year	2.89%	2.94%	3.08%	3.35%	0.46%
LAIF	0.38%	0.38%	0.38%	0.38%	0.00%

### Investment Activity

As shown in the Investment Activity table on the next page, the City invested \$19 million in “AAA” rated Federal Agency callable securities during the quarter, replacing the securities that matured or were called at the election of the issuer before the final maturity date. Over the quarter, \$10.5 million of Federal Agency securities were called, \$2 million in securities matured, and \$2 million in corporate notes were called.

Issuer	Face Amount	Purchase Date	Final Maturity	Call Date	Yield To Call	Yield To Maturity
<i>Purchases:</i>						
Federal National Mortgage Association (FNMA)	2,000,000	01/25/12	01/25/17	01/25/13	1.050%	1.256%
Federal National Mortgage Association (FNMA)	2,000,000	01/30/12	01/30/17	01/30/13	1.300%	1.300%
Federal Home Loan Mortgage Corp (FHLMC)	2,000,000	02/21/12	02/21/17	02/21/14	1.300%	1.300%
Federal Home Loan Bank (FHLB)	5,000,000	02/28/12	02/28/17	03/28/12	1.250%	1.250%
Federal Farm Credit Bank (FFCB)	2,000,000	03/01/12	03/01/17	03/01/13	1.260%	1.260%
Federal Home Loan Mortgage Corp (FHLMC)	2,000,000	03/28/12	03/28/17	03/28/13	1.210%	1.210%
Federal National Mortgage Association (FNMA)	2,000,000	03/28/12	03/28/17	03/28/13	1.125%	1.332%
Federal Home Loan Mortgage Corp (FHLMC)	2,000,000	03/28/12	03/28/17	03/28/14	1.350%	1.350%
	19,000,000					
<i>Calls:</i>						
Federal National Mortgage Association (FNMA)	2,000,000	07/05/11	07/05/16	01/05/12	2.200%	2.200%
Federal National Mortgage Association (FNMA)	1,000,000	07/19/11	07/19/16	01/19/12	1.900%	2.106%
Federal Farm Credit Bank (FFCB)	1,500,000	02/02/11	02/02/15	02/02/12	2.000%	2.000%
Federal National Mortgage Association (FNMA)	2,000,000	02/17/11	02/17/16	02/17/12	2.500%	2.500%
Federal Farm Credit Bank (FFCB)	2,000,000	03/09/11	03/09/16	03/09/12	2.702%	2.621%
Pres & Fellows of Harvard College (HARVRD)	2,000,000	07/12/11	01/15/14	03/12/12	-9.062%	1.000%
Federal National Mortgage Association (FNMA)	2,000,000	06/29/11	12/29/14	03/29/12	1.300%	1.300%
	12,500,000					
<i>Maturities:</i>						
Federal Farm Credit Bank (FFCB)	2,000,000	03/04/09	01/17/12	-	-	2.002%
	2,000,000					

### Summary of Cash and Investments

As shown in the table to the right, the book rate of return, or portfolio yield, measures the rate of return of actual earnings generated from the portfolio. During the quarter, the City's book rate of return decreased by 3.2 basis points from 1.668 percent at December 31, 2011 to 1.636 percent at March 31, 2012. The book rate of return continues to decline through the attrition of overall higher-yielding securities and reinvestment at lower market rates.

Mo. Ended	Yield	Days to Maturity
12/31/2011	1.668%	990
1/31/2012	1.585%	942
2/29/2012	1.624%	1,002
3/31/2012	1.636%	1,043

The portfolio's average days to maturity increased by 53 days from 990 to 1043 days, including the long-term Airport promissory note authorized by Council in July 2009 and a final maturity of June 2029. Excluding the Airport note, the portfolio's average days to maturity is 845 days, reflecting reinvestment of maturities and calls during the quarter in the one-to-five year range in accordance with the City's Annual Statement of Investment Policy. The Annual Statement of Investment Policy requires that the average days to maturity on the portfolio not exceed 912 days, excluding any investments with a final maturity longer than 5 years that were separately authorized by Council, like the Airport promissory note.

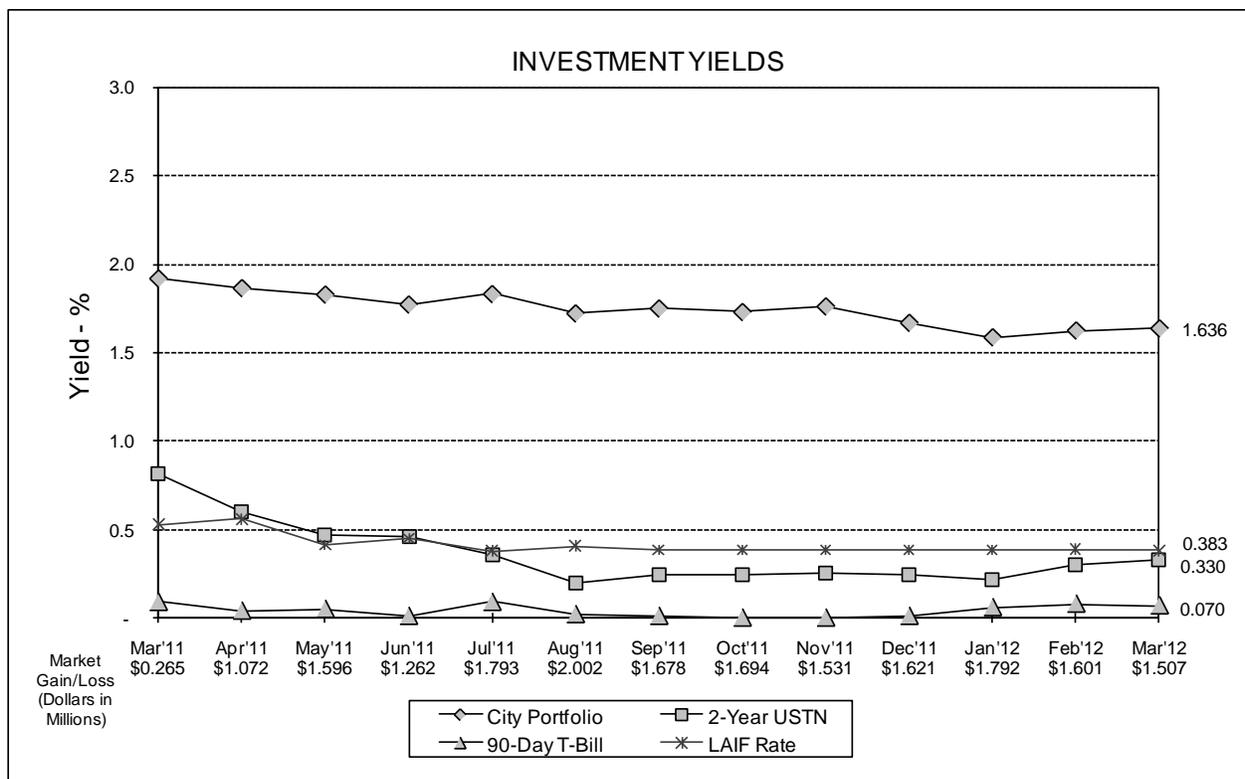
The City's LAIF holdings at the end of the quarter were \$37 million. Staff expects to reinvest a portion of the LAIF balances in short-term or callable securities during the next quarter.

### Credit Quality on Corporate Notes

Over the quarter ended March 31, 2012, there were no credit quality changes to the four corporate issuers of the medium-term notes held in the portfolio (i.e., Berkshire Hathaway Financial, General Electric Capital Corp, Proctor & Gamble, and Toyota Motor Credit). The ratings of all corporate notes remain within the City's Investment Policy guidelines of "A" or better.

### Portfolio Market Gains/Losses

As shown in the Investment Yields chart below, the City's portfolio continues to significantly outperform the three benchmark measures (the 90-day T-Bill, 2-year T-Note and LAIF). Overall, the portfolio also reflects unrealized market gains during the quarter due to lower market yields compared to the yields on securities currently held in the portfolio. At March 31, 2012, the portfolio had an overall unrealized market gain of \$1.507 million.



On a quarterly basis, staff reports the five securities with the largest percentage of unrealized losses when comparing book value to market value. Market losses occur when current market yields rise above the yields on securities held in the

Issuer	Face Amount	Maturity	\$ Mkt Change	% Mkt Change
FEDERAL FARM CREDIT BANK	\$2,000,000	03/01/17	-\$7,020	-0.35%
FEDERAL HOME LOAN BANK	\$5,000,000	02/28/17	-\$17,350	-0.35%
FEDERAL NATL MORTGAGE ASSN	\$2,000,000	03/28/17	-\$4,760	-0.24%
FEDERAL NATL MORTGAGE ASSN	\$1,000,000	09/28/16	-\$2,014	-0.20%
FEDERAL NATL MORTGAGE ASSN	\$2,000,000	01/30/17	-\$2,040	-0.10%

portfolio. Since yields were higher at the end of the quarter, some recently purchased securities have unrealized losses. However, since securities in the portfolio are held to maturity, no market losses will be realized. Moreover, as discussed previously, although several securities had unrealized market losses at the end of the quarter, the portfolio had an overall market gain of \$1.507 million.

On a quarterly basis, staff also reports all securities with monthly market declines of greater than 1 percent compared to the prior month. There were no securities in the portfolio with a market decline of greater than 1 percent compared to the prior month.

The following confirmations are made pursuant to California Code Sections 53600 et seq.: (1) the City's portfolio as of March 31, 2012, is in compliance with the City's Statement of Investment Policy; and (2) there are sufficient funds available to meet the City's expenditure requirements for the next six months.

**Fiscal Agent Investments**

In addition to reporting requirements for public agency portfolios, a description of any of the agency's investments under the management of contracted parties is also required on a quarterly basis. Attachment 2 includes bond funds and the police and fire service retirement fund as of March 31, 2012.

**ATTACHMENTS:** 1. March 31, 2012, Investment Report  
 2. March 31, 2012, Fiscal Agent Report

**PREPARED BY:** Jill Taura, Treasury Manager

**SUBMITTED BY:** Robert Samario, Finance Director

**APPROVED BY:** City Administrator's Office

**CITY OF SANTA BARBARA**  
**Activity and Interest Report**  
**March 31, 2012**

**INVESTMENT ACTIVITY**

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**PURCHASES OR DEPOSITS**

3/1 Federal Farm Credit Bank (FFCB)	\$ 2,000,000
3/9 LAIF Deposit - City	9,000,000
3/15 LAIF Deposit - City	1,000,000
3/28 Federal Home Loan Mortgage Corp (FHLMC)	2,000,000
3/28 Federal National Mortgage Association (FNMA)	2,000,000
3/28 Federal Home Loan Mortgage Corp (FHLMC)	2,000,000
3/29 LAIF Deposit - City	2,000,000
<b>Total</b>	<b>\$ 20,000,000</b>

**SALES, MATURITIES, CALLS OR WITHDRAWALS**

3/7 LAIF Withdrawal - City	\$ (1,000,000)
3/9 LAIF Withdrawal - RDAS	(9,000,000)
3/9 Federal Farm Credit Bank (FFCB) - Call	(2,000,000)
3/12 Pres & Fellows of Harvard College (HARVRD) - Call	(2,000,000)
3/22 LAIF Withdrawal - City	(2,000,000)
3/27 LAIF Withdrawal - City	(4,000,000)
3/29 Federal National Mortgage Association (FNMA) - Call	(2,000,000)
<b>Total</b>	<b>\$ (22,000,000)</b>

**ACTIVITY TOTAL**

**\$ (2,000,000)**

**INVESTMENT INCOME**

---

**POOLED INVESTMENTS**

**INTEREST INCOME**

Interest Earned on Investments	\$ 230,181
Amortization	(17,393)
Interest on SBB&T Accounts	178
<b>Total</b>	<b>\$ 212,966</b>

**GAIN/LOSS ON INVESTMENTS**

Gain on Redemption of Corporate Bond	<b>\$ 8,143</b>
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**REDEVELOPMENT SUCCESSOR AGENCY INVESTMENTS**

Interest Earned on Investments (LAIF)	<b>\$ 3,683</b>
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**INVESTMENT INCOME TOTAL**

**\$ 224,792**



**CITY OF SANTA BARBARA**

**Investment Portfolio**

**March 31, 2012**

DESCRIPTION	PURCHASE	MATURITY	QUALITY RATING		STATED	YIELD AT	FACE	BOOK	MARKET	BOOK	COMMENTS
	DATE	DATE	MOODY'S	S & P							
<b>LOCAL AGENCY INVESTMENT FUNDS</b>											
LOCAL AGENCY INVESTMENT FUND	-	-	-	-	0.383	0.383	28,000,000.00	28,000,000.00	28,000,000.00	0.00	
LOCAL AGENCY INV FUND/RDAS	-	-	-	-	0.383	0.383	9,000,000.00	9,000,000.00	9,000,000.00	0.00	
<b>Subtotal, LAIF</b>							37,000,000.00	37,000,000.00	37,000,000.00	0.00	
<b>CERTIFICATES OF DEPOSIT</b>											
MONTECITO BANK & TRUST	11/18/11	11/18/13	-	-	0.800	0.800	2,000,000.00	2,000,000.00	2,000,000.00	0.00	
<b>Subtotal, Certificates of deposit</b>							2,000,000.00	2,000,000.00	2,000,000.00	0.00	
<b>FEDERAL AGENCY ISSUES - COUPON</b>											
FEDERAL FARM CREDIT BANK	03/06/09	04/24/12	Aaa	AA+	2.250	2.120	2,000,000.00	2,000,160.27	2,002,560.00	2,399.73	
FEDERAL FARM CREDIT BANK	02/10/11	02/10/14	Aaa	AA+	1.375	1.375	2,000,000.00	2,000,000.00	2,031,380.00	31,380.00	
FEDERAL FARM CREDIT BANK	03/01/12	03/01/17	Aaa	AA+	1.260	1.260	2,000,000.00	2,000,000.00	1,992,980.00	(7,020.00)	Callable 03/01/13, then cont.
FEDERAL FARM CREDIT BANK	03/05/09	03/04/13	Aaa	AA+	2.600	2.600	2,000,000.00	2,000,000.00	2,044,100.00	44,100.00	
FEDERAL FARM CREDIT BANK	05/08/09	04/08/13	Aaa	AA+	2.200	2.200	2,000,000.00	2,000,000.00	2,040,140.00	40,140.00	
FEDERAL FARM CREDIT BANK	06/19/09	06/18/12	Aaa	AA+	2.125	2.125	2,000,000.00	2,000,000.00	2,008,360.00	8,360.00	
FEDERAL FARM CREDIT BANK	04/30/10	04/09/15	Aaa	AA+	2.900	2.916	2,000,000.00	1,999,982.60	2,000,720.00	737.40	Callable 04/09/12, once
FEDERAL FARM CREDIT BANK	11/23/10	11/23/15	Aaa	AA+	2.000	2.000	2,000,000.00	2,000,000.00	2,004,660.00	4,660.00	Callable 05/23/12, then cont.
FEDERAL FARM CREDIT BANK	02/16/11	02/16/16	Aaa	AA+	2.570	2.570	2,000,000.00	2,000,000.00	2,124,580.00	124,580.00	
FEDERAL HOME LOAN BANK	03/04/09	06/08/12	Aaa	AA+	4.375	2.110	1,700,000.00	1,706,887.36	1,713,243.00	6,355.64	
FEDERAL HOME LOAN BANK	04/15/10	10/15/13	Aaa	AA+	2.000	2.000	2,000,000.00	2,000,000.00	2,051,400.00	51,400.00	
FEDERAL HOME LOAN BANK	08/05/10	09/12/14	Aaa	AA+	1.375	1.375	2,000,000.00	2,000,000.00	2,041,000.00	41,000.00	
FEDERAL HOME LOAN BANK	09/17/09	12/13/13	Aaa	AA+	3.125	2.440	2,000,000.00	2,021,979.96	2,094,060.00	72,080.04	
FEDERAL HOME LOAN BANK	01/15/10	10/30/12	Aaa	AA+	1.700	1.700	2,000,000.00	2,000,000.00	2,017,720.00	17,720.00	
FEDERAL HOME LOAN BANK	04/05/10	11/29/13	Aaa	AA+	2.000	2.000	2,000,000.00	2,000,000.00	2,054,920.00	54,920.00	
FEDERAL HOME LOAN BANK	06/29/10	10/29/12	Aaa	AA+	1.125	1.125	2,000,000.00	2,000,000.00	2,011,040.00	11,040.00	
FEDERAL HOME LOAN BANK	05/28/10	05/28/15	Aaa	AA+	2.000	2.653	2,000,000.00	2,000,000.00	2,020,400.00	20,400.00	SU 3.35%, Callable 11/28/12, once
FEDERAL HOME LOAN BANK	09/26/11	08/28/13	Aaa	AA+	1.000	0.381	1,000,000.00	1,008,682.01	1,009,810.00	1,127.99	
FEDERAL HOME LOAN BANK	09/17/09	09/13/13	Aaa	AA+	4.375	2.272	2,000,000.00	2,057,987.08	2,117,420.00	59,432.92	
FEDERAL HOME LOAN BANK	02/22/10	12/13/13	Aaa	AA+	3.125	2.130	2,000,000.00	2,032,309.67	2,094,060.00	61,750.33	
FEDERAL HOME LOAN BANK	03/26/10	06/08/12	Aaa	AA+	1.375	1.325	2,000,000.00	2,000,182.73	2,004,580.00	4,397.27	
FEDERAL HOME LOAN BANK	02/09/11	01/29/15	Aaa	AA+	1.750	1.750	2,000,000.00	2,000,000.00	2,064,040.00	64,040.00	
FEDERAL HOME LOAN BANK	04/15/11	05/27/15	Aaa	AA+	2.000	2.000	2,000,000.00	2,000,000.00	2,081,480.00	81,480.00	
FEDERAL HOME LOAN BANK	09/26/11	10/30/13	Aaa	AA+	2.000	0.400	1,500,000.00	1,537,739.64	1,539,465.00	1,725.36	
FEDERAL HOME LOAN BANK	02/28/12	02/28/17	Aaa	AA+	1.250	1.250	5,000,000.00	5,000,000.00	4,982,650.00	(17,350.00)	Callable 04/28/12, then monthly
FEDERAL HOME LOAN MTG CORP	10/19/11	10/19/16	Aaa	AA+	1.500	1.500	2,000,000.00	2,000,000.00	2,005,980.00	5,980.00	Callable 07/19/12, then qtrly
FEDERAL HOME LOAN MTG CORP	03/28/12	03/28/17	Aaa	AA+	1.210	1.210	2,000,000.00	2,000,000.00	2,010,020.00	10,020.00	Callable 03/28/13, once
FEDERAL HOME LOAN MTG CORP	09/03/09	09/21/12	Aaa	AA+	2.125	1.699	2,000,000.00	2,003,901.64	2,018,700.00	14,798.36	
FEDERAL HOME LOAN MTG CORP	01/06/11	02/25/14	Aaa	AA+	1.375	1.375	2,000,000.00	2,000,000.00	2,042,280.00	42,280.00	
FEDERAL HOME LOAN MTG CORP	11/09/11	11/09/16	Aaa	AA+	1.800	1.800	2,000,000.00	2,000,000.00	2,003,120.00	3,120.00	Callable 05/09/12, then qtrly
FEDERAL HOME LOAN MTG CORP	03/28/12	03/28/17	Aaa	AA+	1.350	1.350	2,000,000.00	2,000,000.00	2,012,540.00	12,540.00	Callable 03/28/14, once

**CITY OF SANTA BARBARA**

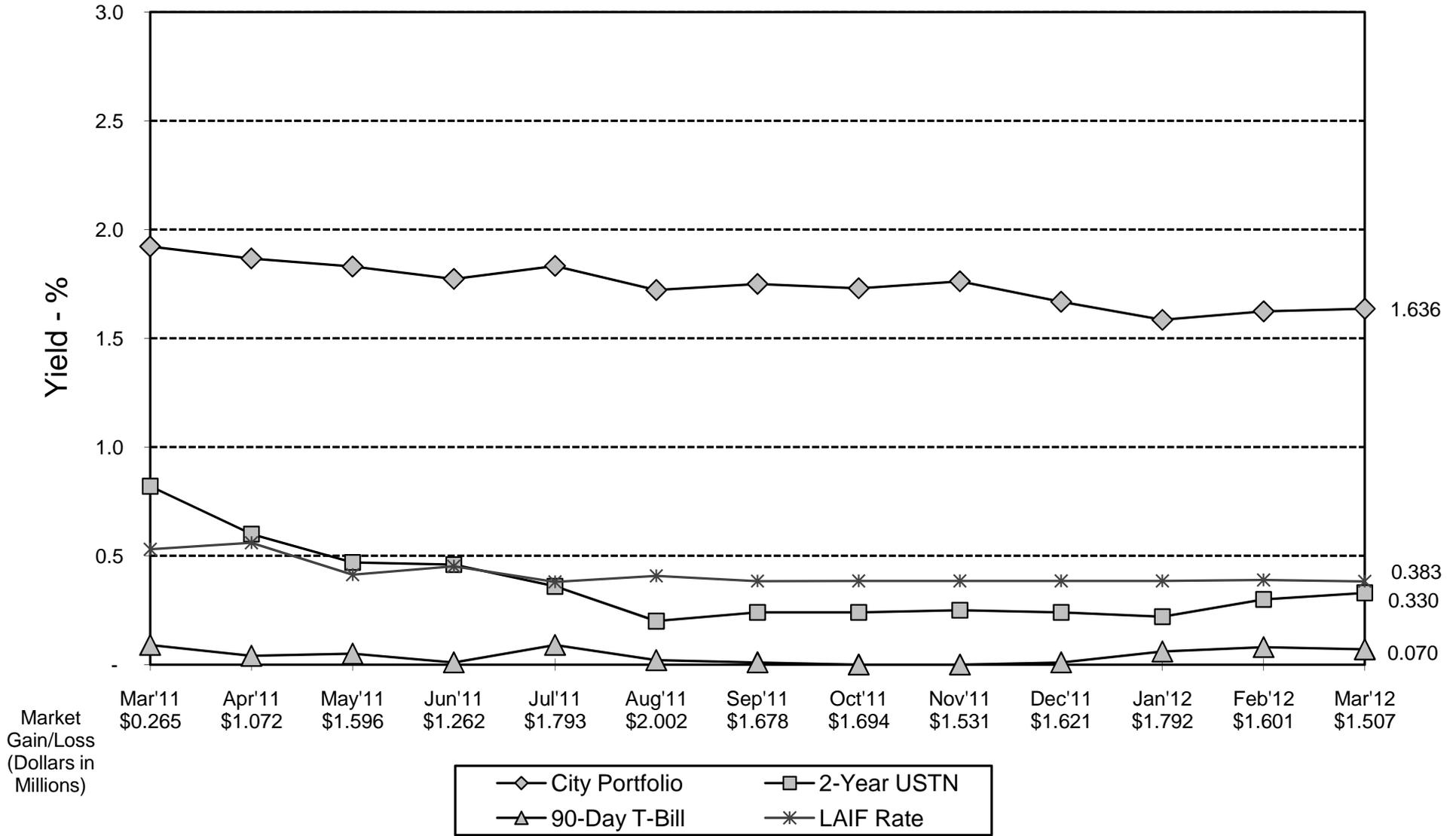
**Investment Portfolio**

**March 31, 2012**

DESCRIPTION	PURCHASE	MATURITY	QUALITY RATING		STATED	YIELD AT	FACE	BOOK	MARKET	BOOK	COMMENTS
	DATE	DATE	MOODY'S	S & P							
FEDERAL HOME LOAN MTG CORP	09/28/11	09/28/16	Aaa	AA+	1.400	1.400	2,000,000.00	2,000,000.00	2,006,380.00	6,380.00	Callable 09/28/12, once
FEDERAL HOME LOAN MTG CORP	02/21/12	02/21/17	Aaa	AA+	1.300	1.300	2,000,000.00	2,000,000.00	1,999,500.00	(500.00)	Callable 02/21/14, once
FEDERAL HOME LOAN MTG CORP	06/09/09	08/17/12	Aaa	AA+	1.000	2.420	2,000,000.00	1,989,731.29	2,005,540.00	15,808.71	
FEDERAL HOME LOAN MTG CORP	03/26/10	04/25/12	Aaa	AA+	1.125	1.197	1,000,000.00	999,952.58	1,000,620.00	667.42	
FEDERAL HOME LOAN MTG CORP	02/11/11	04/02/14	Aaa	AA+	4.500	1.615	2,000,000.00	2,112,198.05	2,159,360.00	47,161.95	
FEDERAL HOME LOAN MTG CORP	10/03/11	10/03/16	Aaa	AA+	1.000	1.612	2,000,000.00	2,000,000.00	2,001,960.00	1,960.00	SU 2.25% Callable 04/03/12, then qtrly
FEDERAL NATL MORTGAGE ASSN	09/28/11	09/28/16	Aaa	AA+	1.000	1.401	1,000,000.00	999,754.17	997,740.00	(2,014.17)	SU 1%-3%, Call 09/28/12, then qtrly
FEDERAL NATL MORTGAGE ASSN	11/09/11	11/09/16	Aaa	AA+	1.500	1.807	2,000,000.00	1,999,697.22	2,011,760.00	12,062.78	SU 1.5%-3.5%, Call 11/09/12, then qtrly
FEDERAL NATL MORTGAGE ASSN	12/28/11	12/28/16	Aaa	AA+	1.125	1.641	2,000,000.00	2,000,000.00	2,003,140.00	3,140.00	SU 2% Callable 12/28/12, then qtrly
FEDERAL NATL MORTGAGE ASSN	06/07/11	03/07/16	Aaa	AA+	2.075	2.075	2,000,000.00	2,000,000.00	2,006,640.00	6,640.00	Callable 06/07/12, once
FEDERAL NATL MORTGAGE ASSN	09/28/11	09/28/16	Aaa	AA+	1.300	1.475	2,000,000.00	2,000,000.00	2,004,560.00	4,560.00	SU 1.3%-2.25%, Call 03/28/12, then qtrly
FEDERAL NATL MORTGAGE ASSN	10/28/11	10/28/16	Aaa	AA+	1.500	1.521	2,000,000.00	1,998,425.00	2,015,400.00	16,975.00	Callable 10/28/13, once
FEDERAL NATL MORTGAGE ASSN	01/25/12	01/25/17	Aaa	AA+	1.000	1.256	2,000,000.00	1,999,183.33	2,001,880.00	2,696.67	SU 1.5%, Callable 01/25/13, then qtrly
FEDERAL NATL MORTGAGE ASSN	08/10/10	08/10/15	Aaa	AA+	2.000	2.055	2,000,000.00	1,999,068.33	2,011,800.00	12,731.67	Callable 08/10/12, once
FEDERAL NATL MORTGAGE ASSN	11/17/10	11/17/14	Aaa	AA+	1.300	1.300	2,000,000.00	2,000,000.00	2,039,340.00	39,340.00	
FEDERAL NATL MORTGAGE ASSN	04/11/11	04/11/16	Aaa	AA+	2.500	2.500	2,000,000.00	2,000,000.00	2,001,160.00	1,160.00	Callable 04/11/12, once
FEDERAL NATL MORTGAGE ASSN	06/27/11	06/27/16	Aaa	AA+	2.000	2.000	2,000,000.00	2,000,000.00	2,027,780.00	27,780.00	Callable 06/27/13, once
FEDERAL NATL MORTGAGE ASSN	12/28/11	12/28/16	Aaa	AA+	1.625	1.625	2,000,000.00	2,000,000.00	2,010,300.00	10,300.00	Callable 12/28/12, once
FEDERAL NATL MORTGAGE ASSN	03/28/12	03/28/17	Aaa	AA+	1.125	1.332	2,000,000.00	2,000,000.00	1,995,240.00	(4,760.00)	SU 1.125%-2.25%, Call 03/28/13, then qtrly
FEDERAL NATL MORTGAGE ASSN	09/21/10	09/21/15	Aaa	AA+	2.000	2.000	2,000,000.00	2,000,000.00	2,076,600.00	76,600.00	
FEDERAL NATL MORTGAGE ASSN	12/10/10	10/26/15	Aaa	AA+	1.625	2.067	2,000,000.00	1,970,114.24	2,061,920.00	91,805.76	
FEDERAL NATL MORTGAGE ASSN	04/18/11	04/18/16	Aaa	AA+	2.500	2.500	2,000,000.00	2,000,000.00	2,044,760.00	44,760.00	Callable 04/18/13, once
FEDERAL NATL MORTGAGE ASSN	01/30/12	01/30/17	Aaa	AA+	1.300	1.300	<u>2,000,000.00</u>	<u>2,000,000.00</u>	<u>1,997,960.00</u>	<u>(2,040.00)</u>	Callable 01/30/13, then qtrly
<b>Subtotal, Federal Agencies</b>							<u>107,200,000.00</u>	<u>107,437,937.17</u>	<u>108,720,748.00</u>	<u>1,282,810.83</u>	
<b>CORPORATE/MEDIUM TERM NOTES</b>											
BERKSHIRE HATHAWAY FIN	12/15/10	12/15/15	Aa2	AA+	2.450	2.530	2,000,000.00	1,994,441.67	2,085,260.00	90,818.33	
GENERAL ELECTRIC CAPITAL CORP	11/10/10	11/09/15	Aa2	AA+	2.250	2.250	2,000,000.00	2,000,000.00	2,055,440.00	55,440.00	
GENERAL ELECTRIC CAPITAL CORP	01/07/11	01/07/14	Aa2	AA+	2.100	2.100	2,000,000.00	2,000,000.00	2,041,480.00	41,480.00	
PROCTOR & GAMBLE	09/20/11	11/15/15	Aa3	AA-	1.800	1.085	2,000,000.00	2,050,502.74	2,063,420.00	12,917.26	
TOYOTA MOTOR CREDIT	09/26/11	09/15/16	Aa3	AA-	2.000	1.800	<u>2,000,000.00</u>	<u>2,016,963.49</u>	<u>2,040,960.00</u>	<u>23,996.51</u>	
<b>Subtotal, Corporate Securities</b>							<u>10,000,000.00</u>	<u>10,061,907.90</u>	<u>10,286,560.00</u>	<u>224,652.10</u>	
<b>SB AIRPORT PROMISSORY NOTE (LT)</b>											
SANTA BARBARA AIRPORT	07/14/09	06/30/29	-	-	7.000	7.000	<u>5,877,334.65</u>	<u>5,877,334.65</u>	<u>5,877,334.65</u>	<u>0.00</u>	
<b>Subtotal, SBA Note</b>							<u>5,877,334.65</u>	<u>5,877,334.65</u>	<u>5,877,334.65</u>	<u>0.00</u>	
<b>TOTALS</b>							<u>162,077,334.65</u>	<u>162,377,179.72</u>	<u>163,884,642.65</u>	<u>1,507,462.93</u>	

Market values have been obtained from the City's safekeeping agent, Santa Barbara Bank and Trust (SBB&T). SBB&T uses Interactive Data Pricing Service, Bloomberg and DTC.

# INVESTMENT YIELDS



**CITY OF SANTA BARBARA  
Fiscal Agent Investments  
March 31, 2012**

	CASH & CASH EQUIVALENTS Book & Market	Guaranteed Investment Contracts (GIC) Book & Market	STOCKS		BONDS		US GOVT & AGENCIES		TOTALS	
			Book	Market	Book	Market	Book	Market	Book	Market
<b>BOND FUNDS</b>										
<i>RESERVE FUNDS</i>										
2004 RDA - Housing Bonds	-	-	-	-	-	-	-	-	-	-
2002 Municipal Improvement - Refunding COPs	6,533.05	547,530.00	-	-	-	-	-	-	554,063.05	554,063.05
2002 Water - Refunding COPs	8,625.54	1,088,268.76	-	-	-	-	-	-	1,096,894.30	1,096,894.30
1994 Water - Revenue Bonds	19,916.35	757,680.00	-	-	-	-	-	-	777,596.35	777,596.35
2002 Waterfront - Reference COPs	362,415.34	1,393,262.50	-	-	-	-	-	-	1,755,677.84	1,755,677.84
1992 Seismic - Safety Bonds	-	-	-	-	-	-	-	-	-	-
Subtotal, Reserve Funds	397,490.28	3,786,741.26	-	-	-	-	-	-	4,184,231.54	4,184,231.54
<i>PROJECT FUNDS</i>										
2001 RDA Bonds	2,365,858.89	-	-	-	-	-	-	-	2,365,858.89	2,365,858.89
2003 RDA Bonds	8,539,770.43	-	-	-	-	-	-	-	8,539,770.43	8,539,770.43
2004 Sewer Revenue Bonds	1,983,478.90	1,357,140.00	-	-	-	-	-	-	3,340,618.90	3,340,618.90
2009 Airport Bonds	2,257,710.57	-	-	-	-	-	3,100,000.00	3,119,158.00	5,357,710.57	5,376,868.57
Subtotal, Project Funds	15,146,818.79	1,357,140.00	-	-	-	-	3,100,000.00	3,119,158.00	19,603,958.79	19,623,116.79
Subtotal Bond Funds	15,544,309.07	5,143,881.26	-	-	-	-	3,100,000.00	3,119,158.00	23,788,190.33	23,807,348.33
<b>POLICE/FIRE - SVC RETIREMENT FUND</b>										
Police/Fire Funds	128,844.50	-	234,401.46	299,677.51	203,881.10	204,860.05	-	-	567,127.06	633,382.06
	128,844.50	-	234,401.46	299,677.51	203,881.10	204,860.05	-	-	567,127.06	633,382.06
<b>TOTAL FISCAL AGENT INVESTMENTS</b>	<b>15,673,153.57</b>	<b>5,143,881.26</b>	<b>234,401.46</b>	<b>299,677.51</b>	<b>203,881.10</b>	<b>204,860.05</b>	<b>3,100,000.00</b>	<b>3,119,158.00</b>	<b>24,355,317.39</b>	<b>24,440,730.39</b>

- Notes:  
(1) Cash & cash equivalents include money market funds.  
(2) Market values have been obtained from the following trustees: US Bank, Bank of New York and Santa Barbara Bank & Trust



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Planning Division, Community Development Department

**SUBJECT:** Santa Barbara Cottage Hospital And Neighborhood Update

### **RECOMMENDATION:**

That Council hear an update from the Santa Barbara Cottage Hospital (SBCH) representatives and receive comments from interested members of the public.

### **DISCUSSION:**

The approval of SBCH hospital facilities and Specific Plan 8 (Hospital Zone) included a heliport for emergency use. The heliport became operational on February 5, 2012. During the first week of operation, approximately 13 flights were received, with five flights between 10:00 p.m. and 7:00 a.m. As a result of this new use, many people in the community contacted the City and SBCH expressing concerns related to the heliport operations including noise, flight path, and frequency of flights. On February 13, 2012, Santa Barbara Cottage Hospital (SBCH) held a community meeting to discuss neighborhood concerns. Ron Werft, president and CEO of Cottage Health System, appeared before the Council on February 14, 2012 under public comment to inform the Council of SBCH plans to manage the heliport and address neighborhood concerns.

Since that time, SBCH held a second community meeting on March 13, 2012, where additional information was provided to the public with respect to the heliport operations, hospital and physician protocols for heliport usage, and medical flight criteria.

Community members offered suggestions to address a number of concerns including: 1) helipad operations and helicopter pilot protocols, and 2) impacts of commercial uses on surrounding neighborhood and its residents. In addition, some residents have expressed interest in a possible rezone of adjacent residential property to C-O zone.

Council and SBCH have a common interest in receiving information and addressing community concerns. SBCH will make a presentation and be available to answer questions and receive comments from the community.

**PREPARED BY:** Suzanne Riegle, Assistant Planner

**SUBMITTED BY:** Paul Casey, Assistant City Administrator

**APPROVED BY:** City Administrator's Office



Agenda Item No. \_\_\_\_\_

File Code No. 550.08

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Pavement Management Program Update

### **RECOMMENDATION:**

That Council receive a staff report on the Pavement Management Program.

### **DISCUSSION:**

#### BACKGROUND

The City has a roadway network consisting of approximately 238 miles of roadway pavement with an estimated replacement value of approximately \$335 million. The City has been tracking its road pavement maintenance conditions since 1985. At that time, the citywide pavement condition index (PCI) was an average of 59 out of a possible 100, with 100 being a new pavement surface, and 0 being essentially a dirt road. A PCI rating of 59 is slightly above the level where significant pavement maintenance is required. Since 1985, and with the passing of Measure D (a ½ percent transportation sales tax) in 1989, the City has implemented a strategic pavement maintenance system. This is based on the proven concept that it is far less costly to proactively maintain a street in advance of deterioration than to respond when the pavement is at a condition requiring significant rehabilitation. This proactive strategy has proved successful in raising the pavement quality of City streets.

The City has a longstanding goal to maintain a PCI of 70 or higher. The citywide PCI has dropped from a peak of 75 in 1996 to its current level of 68, which is slightly above the statewide PCI average of 66. With the current funding level, the Citywide PCI trend is projected to continue to decline. Considering current material costs, staff estimates that approximately \$4.7 million per year is needed to maintain an average citywide PCI of 70.

From 1985 to 1996, the City spent an average of approximately \$3.2 million per year from Capital Improvement Program (CIP) funds on pavement maintenance. Using the Consumer Price Index, the \$3.2 million in 1985 equates to approximately \$6.9 million in today's dollars. In comparison, since 1996, the City has been able to budget an average of \$2.3 million per year of CIP funds on pavement maintenance. This year's CIP pavement maintenance budget is approximately \$2.8 million. As a result of reduced funds available for this Pavement Management Program (Program) and increased material costs, less pavement maintenance work can be completed compared to previous years.

City pavement maintenance is addressed in both the Streets CIP and Streets Operations budgets. The Streets CIP budget includes the design and construction of the multi-million dollar annual pavement preparation and slurry seal work. The Streets Operations budgeted work is performed by the Public Works Streets crews, and includes pothole repair and complaint response work associated with roadways.

## PAVEMENT MAINTENANCE STRATEGIES

Appropriately assigning pavement maintenance and rehabilitation treatment is a critical component of effective pavement management. One of the goals of pavement management is to bring streets and roads to a condition where best management practices can occur. It is important to determine both the type of treatment, as well as when to apply it.

Pavements that are in good to very good condition (PCI > 65) are best suited for pavement preservation techniques such as slurry seal. These are typically applied at intervals from five to eight years, depending on traffic volumes. As pavements significantly deteriorate, their structural foundation also deteriorates requiring more costly pavement treatments. In extreme situations, reconstruction of the pavement is necessary. Conventional preventative pavement maintenance (e.g., slurry seal) costs approximately 50 cents per square foot, while asphalt pavement overlay costs approximately \$3 per square foot. Pavement reconstruction costs can vary significantly, but for estimating purposes, can average approximately \$10 per square foot.

As part of the City's pavement management strategy, the City is currently divided into six Pavement Maintenance Zones (see Attachment). Pavement Maintenance Zone scheduling has proven to be a cost-effective pavement maintenance strategy. Scheduling roadwork by using maintenance zones is more convenient for those that use the roadway (including motorists, cyclists, and those using alternative modes of transportation); because it reduces the number of contractor mobilizations and concentrates construction activities in one general area, thereby allowing users to potentially avoid the construction zone. This method also assists in the ability to inform the public about the year in which the pavement maintenance work will be scheduled in their neighborhoods.

In the early to mid-1990s, the amount of funding allotted to the Program was adequate to provide pavement treatment to nearly every road within a pavement zone. At current program funding levels, only 50-60% of roads within a pavement zone can be treated.

The City has imposed a one-year moratorium prohibiting trenching through roads that have been slurry sealed to ensure that newly placed pavement resurfacing are not trenched through soon after placement. A three-year moratorium is placed on roads newly overlaid with asphalt pavement. Exceptions are made for emergencies such as utility failures.

### COMMUNITY OUTREACH

The public and utility companies are notified of upcoming pavement maintenance work several months in advance of the annual pavement maintenance construction contract. The purpose of the notification is to inform the property owners of the upcoming work and alert the property owners of the pavement trenching moratoriums so that any required private lateral trenching can be scheduled in advance of the pavement maintenance work.

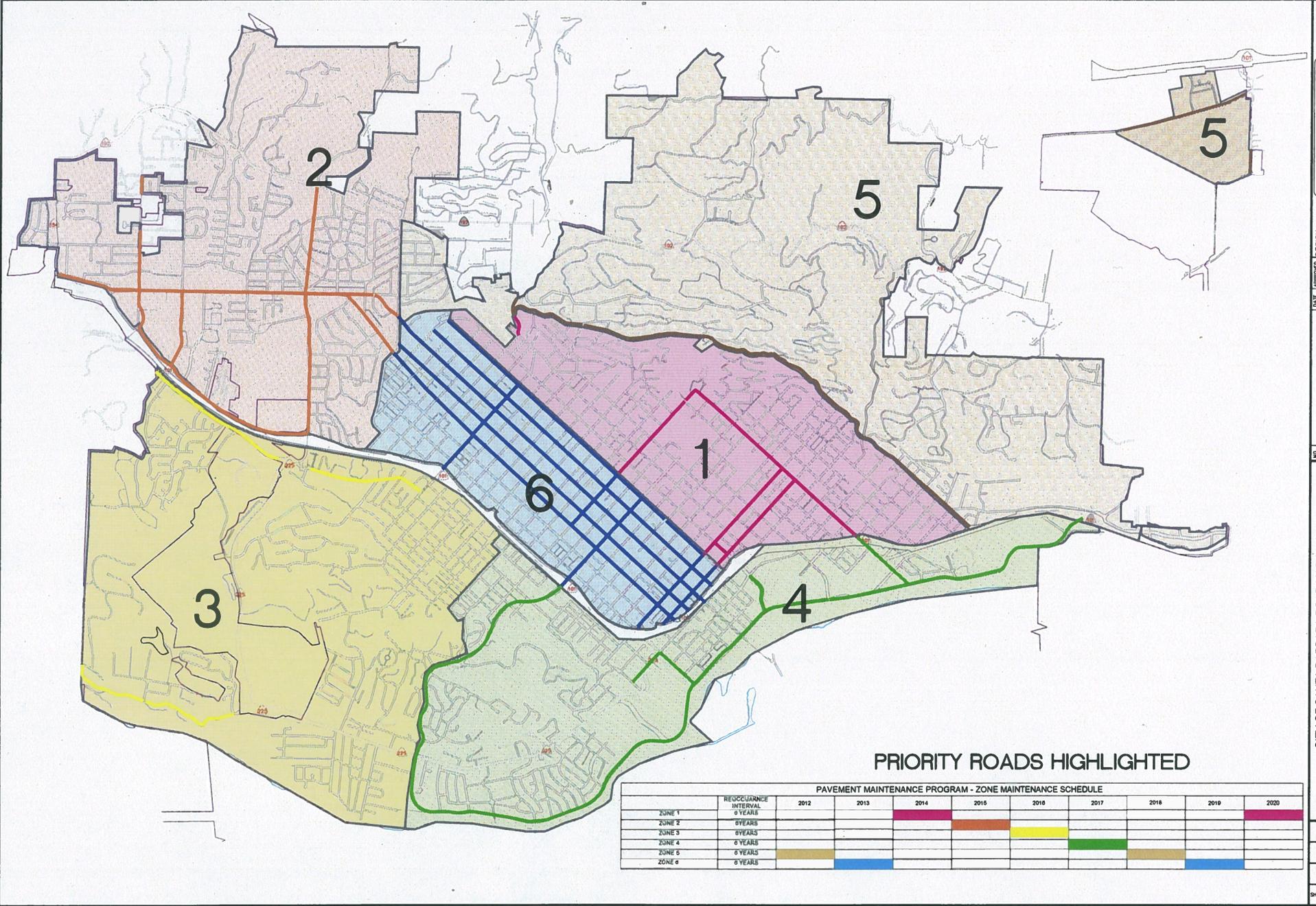
An additional notice is sent to tenants and property owners approximately one month prior to construction, and door hangers are distributed three days prior to construction.

The public can access and review the Pavement Maintenance Program information, including when work is scheduled in their neighborhood, online at [www.SantabarbaraCA.gov/Engineering](http://www.SantabarbaraCA.gov/Engineering).

### FUNDING

The Pavement Management Program is funded by Measure A, Utility User Tax and grant funds. Additionally, the City receives an annual allocation of Local State Transportation Program funds in an approximate value of \$340,000 per year.

<b>ATTACHMENT(S)</b>	Pavement Maintenance Zone Map
<b>PREPARED BY:</b>	John Ewasiuk, Principal Civil Engineer/sk
<b>SUBMITTED BY:</b>	Christine F. Andersen, Public Works Director
<b>APPROVED BY:</b>	City Administrator's Office



PRIORITY ROADS HIGHLIGHTED

PAVEMENT MAINTENANCE PROGRAM - ZONE MAINTENANCE SCHEDULE										
	REGULARANCE INTERVAL 6 YEARS	2012	2013	2014	2015	2016	2017	2018	2019	2020
ZONE 1	6 YEARS									
ZONE 2	6 YEARS									
ZONE 3	6 YEARS									
ZONE 4	6 YEARS									
ZONE 5	6 YEARS									
ZONE 6	6 YEARS									



PUBLIC WORKS  
DEPARTMENT  
ENGINEERING DIVISION

APPROVED: \_\_\_\_\_ DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_  
 CITY ENGINEER ORIGINAL SIGNATURE

DRAWN: \_\_\_\_\_ DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_  
 CHECKED: \_\_\_\_\_

NO.	DATE	APPROVED	DESIGN	DRAWN	CHECKED	REVISIONS

CITY OF SANTA BARBARA ROAD MAP 2012  
**PAVEMENT ZONE MAP**  
 UPDATED OCTOBER 2011

C:\Documents and Settings\mreese\Desktop\Zone Map.dwg, 4/6/2012 1:34 PM, Reese, Malindo S



Agenda Item No. \_\_\_\_\_

File Code No. 530.04

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Measure A Five-Year Local Program Of Projects For Fiscal Years 2013 – 2017

### **RECOMMENDATION:**

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2013 – 2017.

### **DISCUSSION:**

#### **BACKGROUND**

In November 2008, Santa Barbara County voters overwhelmingly approved Measure A with 79 percent support. Measure A is a transportation sales tax measure estimated to provide approximately \$1 billion of local sales tax revenues for transportation projects in Santa Barbara County over the next 30 years. Measure A is funded through a continuation of the local 1/2 percent sales tax that was originally initiated by Measure D, which expired on March 31, 2010. The Measure A ordinance requires the City to submit a Five-Year Local Program of Projects to the Santa Barbara County Association of Governments (SBCAG).

A key component of Measure A is the plan to relieve traffic congestion and improve safety on Highway 101 by providing \$140 million, or 13.4 percent, in matching funds, to widen the highway south of Santa Barbara from four to six lanes. On January 21, 2010, the SBCAG Board of Directors voted unanimously to request that all local agencies support the Highway 101 High Occupancy Vehicle (HOV) Widening Project as the County's highest regional transportation priority for federal funding. On February 2, 2010, Santa Barbara City Council adopted a Resolution supporting the HOV project as the highest priority regional project. This does not preclude the City from seeking other funding for local priorities.

## MEASURE A INVESTMENT PLAN

The Measure A Investment Plan (Plan) will provide \$455 million, or 43.3 percent, to both the Santa Barbara North County and the South Coast for high priority transportation projects and programs to address the current and future needs of local communities. The local revenues will be supplemented by an estimated \$522 million in federal and state gas taxes, as well as other sources.

The Plan provides funding for local street improvements such as pavement maintenance and synchronized traffic signals, increased senior and disabled accessibility to public transit, building safer walking and bike routes to schools, and providing increased opportunities for carpool and vanpool programs.

SBCAG has estimated that the City will receive approximately \$3.02 million in Measure A revenues for Fiscal Year 2013. The SBCAG estimate for Measure A City revenues for Fiscal Year 2012 was approximately \$2.75 million. Under Measure A, local agencies choose how to spend their share of funds after seeking public input and annually adopting a Five-Year Program of Projects. Measure A contains funds for Local Street and Transportation Improvements (capital projects and maintenance/operations), and Alternative Transportation (pedestrian/bicycle improvements, Safe Routes to School, and transit assistance).

It is a Measure A Ordinance requirement for local agencies to spend a minimum percentage of their Local Street and Transportation Improvement funds on eligible alternative transportation projects. The minimum percentage for the City is 10 percent. This requirement must be met by the fifth year of the program, and every fifth year thereafter. The City has already met this requirement for the first five years. The proposed Fiscal Year 2013 Program of Projects includes 42 percent of Alternative Transportation expenditures. Under Measure D, the City contributed funds to support the Santa Barbara Metropolitan Transit District (MTD). Under Measure A, MTD now receives Measure A funds directly; however, the City will continue to provide funding support to the Easy Lift and Electric Shuttle programs.

## LOCAL PROGRAM OF PROJECTS

With Council's approval of the recommended Resolution, this report will satisfy the Measure A requirement that the local agency hold an annual public hearing on its Program of Projects prior to submittal and adoption by SBCAG.

As part of the two-year Fiscal Year 2012 – 2013 Streets Capital Program budget review process, staff held two public work sessions. One was with the Transportation and Circulation Committee (TCC) on October 28, 2010, regarding the proposed Fiscal Year 2011 Streets Capital Improvement Program budget. The second was with the Planning Commission on December 16, 2010, regarding the draft City Capital Improvement Program for Fiscal Years 2012 to 2017. Overall, positive comments were received. The majority of the comments for the Streets Capital Improvement Program reiterated that maintenance of existing public right of way infrastructure and safety should be the highest priorities for that Program. A follow-up session with the TCC is scheduled for Thursday, April 26, 2012.

The proposed Measure A Five-Year Local Program of Projects is separated into two categories: Local Street and Transportation Improvements, and Alternative Transportation Expenditures. See Attachment for the Measure A Proposed City of Santa Barbara Program of Projects by Category for Fiscal Years 2013 – 2017.

#### SUMMARY

The City must annually adopt a Resolution and submit a revised Local Program of Projects to SBCAG in accordance with the Measure A local allocation rules. The proposed City Measure A expenditure plan is reflected in the proposed City Streets Fund budget for Fiscal Year 2013.

**ATTACHMENT(S):** Measure A Proposed City of Santa Barbara Program of Projects by Category for Fiscal Years 2013 – 2017

**PREPARED BY:** John Ewasiuk, Principal Civil Engineer/sk

**SUBMITTED BY:** Christine F. Andersen, Public Works Director

**APPROVED BY:** City Administrator's Office

**Measure A**  
**Proposed City of Santa Barbara Program of**  
**Projects by Category FY 2013 - FY 2017**

City Project Category	FY 13	FY 14	FY 15	FY 16	FY 17
<b>*Local Street &amp; Transportation Improvements:</b> Capital Improvement Projects	\$303	\$97	\$143	\$192	\$274
<b>Local Street &amp; Transportation Improvements:</b> Maintenance/Operations	\$1,442	\$1,514	\$1,581	\$1,651	\$1,734
<b>SUBTOTAL</b>	<b>\$1,745</b>	<b>\$1,611</b>	<b>\$1,724</b>	<b>\$1,843</b>	<b>\$2,008</b>
<b>*Alternative Transportation Expenditures</b>	\$1,276	\$1,276	\$1,276	\$1,276	\$1,276
<b>TOTAL</b>	<b>\$3,021</b>	<b>\$2,887</b>	<b>\$3,000</b>	<b>\$3,119</b>	<b>\$3,284</b>

(Figures in \$1,000)

\*The Sidewalk Maintenance and Sidewalk Access Ramp projects are Streets Capital Improvement Projects that qualify as eligible Local Alternative Transportation Projects for the City's 10% Measure A Ordinance requirement.

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY  
OF SANTA BARBARA ADOPTING THE MEASURE  
A FIVE-YEAR LOCAL PROGRAM OF PROJECTS  
FOR FISCAL YEARS 2013 – 2017

WHEREAS, on November 4, 2008, the voters of Santa Barbara County approved the Santa Barbara County Road Repair, Traffic Relief and Transportation Safety measure, known as Measure A;

WHEREAS, Measure A Ordinance No. 5 provides that Santa Barbara County Local Transportation Authority shall annually approve a program of projects submitted by local jurisdictions identifying those transportation projects eligible to use Measure A funds;

WHEREAS, the City of Santa Barbara was provided with an estimate of annual Measure A local revenues for Fiscal Years 2013 through 2017; and

WHEREAS, on April 10, 2012, the City of Santa Barbara held a public hearing in accordance with the Ordinance;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The City of Santa Barbara does hereby approve the Five-Year Program of Projects and Fiscal Year 2013 Measure A Program of Projects to be funded in part with Measure A revenues (Exhibits A and B respectively).

SECTION 2. The City of Santa Barbara certifies that it will include in its budget an amount of local discretionary funding for local streets and roads sufficient to comply with the Maintenance of Effort requirements contained in the Ordinance.

SECTION 3. The City of Santa Barbara will not use Measure A revenues to replace private developer funding that has been committed to a transportation project or would otherwise be required under current City policies.

SECTION 4. The City of Santa Barbara has complied with all other applicable provisions and requirements of the Ordinance.

**Measure A  
Proposed City of Santa Barbara Program of  
Projects by Category FY 2013 - FY 2017**

<b>City Project Category</b>	<b>FY 13</b>	<b>FY 14</b>	<b>FY 15</b>	<b>FY 16</b>	<b>FY 17</b>
<b>*Local Street &amp; Transportation Improvements: Capital Improvement Projects</b>	\$303	\$97	\$143	\$192	\$274
<b>Local Street &amp; Transportation Improvements: Maintenance/Operations</b>	\$1,442	\$1,514	\$1,581	\$1,651	\$1,734
<b>SUBTOTAL</b>	<b>\$1,745</b>	<b>\$1,611</b>	<b>\$1,724</b>	<b>\$1,843</b>	<b>\$2,008</b>
<b>*Alternative Transportation Expenditures</b>	\$1,276	\$1,276	\$1,276	\$1,276	\$1,276
<b>TOTAL</b>	<b>\$3,021</b>	<b>\$2,887</b>	<b>\$3,000</b>	<b>\$3,119</b>	<b>\$3,284</b>

(Figures in \$1,000)

\*The Sidewalk Maintenance and Sidewalk Access Ramp projects are Streets Capital Improvement Projects that qualify as eligible Local Alternative Transportation Projects for the City's 10% Measure A Ordinance requirement.

Exhibit B

City of Santa Barbara  
 FY 2013 Measure A Program of Projects and Local, State and Federal Funding

Project Description	Measure A	Non-Measure A			Total Project
	FY 13	Local	State	Federal	
<b>A. Local Street &amp; Transportation Improvements</b>					
<b>1. Capital Improvement Projects</b>					
Drainage Improvements/Maintenance		\$100,000			\$100,000
Lower Mission Creek Flood Control Channel		\$75,000			\$75,000
Sycamore Creek Improvements and Punta Gorda Bridge Replacement		\$100,000			\$100,000
Pavement Maintenance	\$302,966	\$2,181,803	\$344,717		\$2,829,486
Citywide Streetlight Repair & Maintenance		\$50,000			
Traffic Signal Operational Upgrades		\$75,000			\$75,000
Traffic Signal Maintenance Program		\$75,000			\$75,000
<b>2. Maintenance, Improvement or Construction of Roadways or Bridges</b>					
Roadway and Sidewalk Maintenance	\$538,658	\$2,980,224			\$3,518,882
Storm Drain Repair and Maintenance	\$236,598	\$653,300			\$889,898
Engineering Services	\$666,710	\$150,000			\$816,710
Traffic Operations		\$721,912			\$721,912
Transportation Planning		\$738,893			\$738,893
Traffic Signals		\$1,188,503			\$1,188,503
Traffic Marking and Signage		\$981,588			\$981,588
<b>B. Alternative Transportation Expenditures</b>					
<b>1. Alternative Transportation</b>					
Easy Lift	\$229,417				\$229,417
Electric Shuttle	\$746,889				\$746,889
*Sidewalk Infill Program			\$66,013		\$66,013
*Sidewalk Access Ramps	\$50,000	\$50,000			\$100,000
*Sidewalk Repair/Maintenance	\$250,000				\$250,000
Alternative Transportation		\$709,993			\$709,993
Bikestation Module at the Transit Center		\$120,000			\$120,000
Cleveland School Zone Safety Improvements		\$46,000		\$225,000	\$271,000
McKinley School Zone Safety Improvements		\$30,000			\$30,000
Santa Barbara School Bicycle Racks		\$10,000			\$10,000
Bike Challenge and Bike to Work Day		\$11,000			\$11,000
<b>TOTALS</b>	<b>\$3,021,238</b>	<b>\$11,048,216</b>	<b>\$410,730</b>	<b>\$225,000</b>	<b>\$14,655,184</b>



Agenda Item No. \_\_\_\_\_

File Code No. 330.03

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012  
**TO:** Mayor and Councilmembers  
**FROM:** Real Property Division, Public Works Department  
**SUBJECT:** Conference With Real Property Negotiators – 1221 Anacapa Street (Granada Parking Garage)

### RECOMMENDATION:

That Council hold a closed session pursuant to the authority of Government Code Section 54956.8 to consider real property negotiations regarding the possible sale or lease of parking spaces to the County of Santa Barbara concerning the real property known as 1221 Anacapa Street.

**Property:** 1221 Anacapa Street (APN 039-183-046 and 039-183-054).

**City Negotiator:** City Administrator's office and the City Attorney's office.

**Negotiating Party:** County Executive Officer, Santa Barbara County.

**Under Negotiation:** Price, rent, terms of sale or lease.

**SCHEDULING:** Duration: 15 minutes, anytime  
**REPORT:** None anticipated

**PREPARED BY:** Paul A. Casey, Assistant City Administrator

**SUBMITTED BY:** James L. Armstrong, City Administrator

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012  
**TO:** Mayor and Councilmembers  
**FROM:** Risk Management Division, Finance Department  
**SUBJECT:** Conference With Legal Counsel – Pending Litigation

**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.  
Pending litigation: Workers' compensation claim: ***John Culbertson v. City of Santa Barbara, case number ADJ7889487.***

Scheduling: Duration, 10 minutes; anytime  
Report: None anticipated

**PREPARED BY:** Mark W. Howard, Risk Manager  
**SUBMITTED BY:** Robert Samario, Finance Director  
**APPROVED BY:** City Administrator's Office



Agenda Item No. \_\_\_\_\_

File Code No. 440.05

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012

**TO:** Mayor and Councilmembers

**FROM:** City Administrator's Office

**SUBJECT:** Conference With Labor Negotiator

**RECOMMENDATION:**

That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the City's General bargaining unit, the City's Supervisory bargaining unit, the SBPD Police Officers Association, and the SBPD Police Management Association and regarding discussions with confidential City employees and unrepresented management about salaries and fringe benefits.

**SCHEDULING:** Duration, 45 minutes; anytime

**REPORT:** None anticipated

**PREPARED BY:** Kristy Schmidt, Employee Relations Manager

**SUBMITTED BY:** Marcelo López, Assistant City Administrator

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** April 24, 2012  
**TO:** Mayor and Councilmembers  
**FROM:** City Attorney's Office  
**SUBJECT:** Conference With Legal Counsel – Potential Litigation

### RECOMMENDATION:

That Council hold a closed session to consider the possible initiation of litigation pursuant to subsection (c) of Section 54956.9 of the Government Code and take appropriate action as needed (one potential case).

**SCHEDULING:** Duration: 15 minutes - Anytime

**REPORT:** None anticipated

**SUBMITTED BY:** Stephen P. Wiley, City Attorney

**APPROVED BY:** City Administrator's Office