

**CITY OF SANTA BARBARA  
CITY COUNCIL**

**Helene Schneider**  
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*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>

**OCTOBER 16, 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 p.m. - Special Finance Committee Meeting, David Gebhard Public Meeting Room, 630 Garden Street  
2:00 p.m. - City Council Meeting

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

**1. Subject: Employee Compensation Costs**

Recommendation: That the Finance Committee receive a staff presentation concerning City employee salary and benefit costs.

**2. Subject: Implementation Of Governmental Accounting Standards Board Statement No. 54**

Recommendation: That the Finance Committee recommend that Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Defining the New Components of Fund Balance in Accordance With Governmental Accounting Standards Board Statement No. 54.

(See Council Agenda Item No. 4)

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

## CALL TO ORDER

## PLEDGE OF ALLEGIANCE

## ROLL CALL

## CHANGES TO THE AGENDA

## PUBLIC COMMENT

## CONSENT CALENDAR

### 1. **Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the regular meetings of October 2 and October 9, 2012.

### 2. **Subject: Fiscal Year 2013 Interim Financial Statements For The Two Months Ended August 31, 2012 (250.02)**

Recommendation: That Council accept the Fiscal Year 2013 Interim Financial Statements for the Two Months Ended August 31, 2012.

### 3. **Subject: Adoption Of Ordinance For A Lease Agreement With Brophy And Sons, Inc. (330.04)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a 23-Year Lease with Brophy & Sons, Inc., Doing Business As Brophy Brothers Restaurant and Clam Bar and On The Alley, at an Average Base Rent of \$35,800 Per Month or 10% of Gross Sales, Whichever is Greater, Effective November 16, 2012.

## CONSENT CALENDAR (CONT'D)

**4. Subject: Implementation Of Governmental Accounting Standards Board Statement No. 54 (210.01)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Defining the New Components of Fund Balance in Accordance With Governmental Accounting Standards Board Statement No. 54.

**5. Subject: Property Tax Exchange Agreement For Cieneguitas (Foothill Center) Reorganization (680.04)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara in the Matter of Providing for a Negotiated Exchange of Property Tax Revenues Pertaining to the Cieneguitas (Foothill Center) Reorganization, an Annexation of Properties Located at 4151 Foothill Road (Assessor's Parcel Number 059-160-017), 675 Cieneguitas Road (Assessor's Parcel Number 059-160-021), and 681 Cieneguitas Road (Assessor's Parcel Number 059-160-023) to the City of Santa Barbara, Detachment from the Santa Barbara County Fire Protection District, Goleta Sanitary District, Goleta Water District, County Service Area 3 and County Service Area 32.

**6. Subject: Approval Of Purchase Order To Cold Canyon Landfill For Water Treatment Solids Disposal (540.10)**

Recommendation: That Council:

- A. Find it to be in the City's best interest to waive the formal bidding process, in accordance with Section 4.52.070(L) of the Santa Barbara Municipal Code, and authorize the City's General Services Manager to issue a Purchase Order in the amount of \$135,000 to Cold Canyon Landfill for disposal of up to 3,600 tons of water treatment solids; and
- B. Authorize the City's General Services Manager to increase the Purchase Order with Adamske Consulting Inc. (Purchase Order No. 387671) for Fiscal Year 2013 in the amount of \$92,375 for additional hauling costs to Cold Canyon Landfill.

**7. Subject: Renewal Of Lease Agreement For The Hope Avenue Well Site (540.10)**

Recommendation: That Council approve and authorize the Public Works Director to execute a Fourth Amendment to Agreement No. 17,408 between the City and the Channel Islands Young Men's Christian Association to extend the term of the lease and to adjust the annual rental amount.

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

### NOTICES

8. The City Clerk has on Thursday, October 11, 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 concludes the Consent Calendar.**

## **REPORT FROM THE FINANCE COMMITTEE**

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

#### COMMUNITY DEVELOPMENT DEPARTMENT

9. **Subject: Review Of Fiscal Year 2014 Human Services And Community Development Block Grant Funding Priorities, Application Release And Funding Process (610.05)**

Recommendation: That Council:

- A. Review and provide input and direction to the Community Development and Human Services Committee (CDHSC) on proposed funding priorities and preferences for the Fiscal Year 2014 Human Services and Community Development Block Grant allocation process;
- B. Authorize staff to release the Fiscal Year 2014 funding application along with the committee application review process, criteria and schedule;
- C. Establish a funding commitment from the Fiscal Year 2014 General Fund in the minimum amount of \$703,256 for the Human Services Program; and
- D. Authorize the allocation of up to \$75,000 Fiscal Year 2014 Human Services Program funds to pay the City's share of staffing costs associated with the regional homeless collaborative.

#### PARKS AND RECREATION DEPARTMENT

10. **Subject: Interview And Appointment Of Youth Intern Applicant To Parks And Recreation Commission (570.08)**

Recommendation: That Council:

- A. Interview applicant Kate Yee for the position of Youth Intern on the Parks and Recreation Commission; and
- B. Request that Mayor Schneider appoint Kate Yee to the position of Youth Intern on the Parks and Recreation Commission.

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

### CITY ADMINISTRATOR

#### **11. Subject: Pension Reform Update (430.08)**

Recommendation: That Council receive an update on the California Public Employees' Pension Reform Act of 2013 and its expected effects on the City's CalPERS administered pension plans.

## COUNCIL AND STAFF COMMUNICATIONS

## COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

## CLOSED SESSIONS

#### **12. 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 *Jeannetta Ann Purdue Rizkalla And Tarek Ramzi Rizkalla, v. City Of Santa Barbara, et al.*, SBSC Case No.1383789.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

#### **13. 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 *Luke Brost as Trustee for the Luke Brost Living Trust, et al., v. City of Santa Barbara*, Case No. 1342979.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

## ADJOURNMENT