



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** December 4, 2012

**TO:** Mayor and Councilmembers

**FROM:** Business Division, Waterfront Department

**SUBJECT:** Renewal Of Use Agreement With Santa Barbara Montessori

### **RECOMMENDATION:**

That Council approve a Use Agreement dated as of December 4, 2012, with Santa Barbara Montessori for the use of Palm Park Parking Lot as a school bus stop and authorize the Waterfront Director to execute the Agreement.

### **DISCUSSION:**

Since September 2004, the Santa Barbara Montessori School (Montessori) and the Waterfront Department have had Use Agreements whereby Montessori is allowed to use the Palm Park parking lot as a school bus stop. The location is easily accessible for students, yet not located directly on a busy street.

The Montessori school bus boards approximately 20-30 students at 7:45 a.m. and returns to the lot at approximately 3:30 p.m. to disembark the students. Parents drop their children off in the morning and pick them up in the afternoon. Vehicles are not parked in the lot as part of this agreement. The students are supervised by an adult at all times while in the parking lot.

Staff recommends approval of the proposed five-year Use Agreement utilizing Palm Park parking lot as a school bus stop. The Use Agreement does not create a parking impact, does not convey any parking rights in the parking lot, nor does it create any impediments to the normal operation of the Palm Park parking lot. There is no fee associated with the school's use of Palm Park parking lot for a bus stop. An insurance certificate and the City's standard hold harmless/indemnification language are a part of the proposed Use Agreement. During the past five years there have been no problems or claims associated with the school's use of the lot.

The Harbor Commission recommended that City Council approve the proposed five-year Use Agreement at its meeting of November 15, 2012. A copy of the Use Agreement is available for review at the Waterfront Department office and in the Council reading file.

Council Agenda Report  
Renewal Of Use Agreement With Santa Barbara Montessori  
December 4, 2012  
Page 2

**PREPARED BY:** Brian Bosse, Waterfront Business Manager

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