

**CITY OF SANTA BARBARA
CITY COUNCIL**

Helene Schneider
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Dale Francisco
Finance Committee Chair
Frank Hotchkiss
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Bendy White



James L. Armstrong
City Administrator

Stephen P. Wiley
City Attorney

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

**JUNE 18, 2013
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 for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

ORDER OF BUSINESS

- 2:00 p.m. - City Council Meeting Begins
- 5:00 p.m. - Recess
- 6:00 p.m. - City Council Meeting Reconvenes

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

AFTERNOON SESSION

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 special meeting of June 3, 2013 and the regular meeting of June 4, 2013.

2. Subject: Adoption Of Ordinance For Renewal Of Agreement 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 Agreement Between the City of Santa Barbara and the Covenant Retirement Communities West for Purchase, Use and Delivery of the City's Recycled Water.

CONSENT CALENDAR (CONT'D)

3. Subject: Renewal Of Agreement With Major League Softball (570.06)

Recommendation: That Council authorize the Parks and Recreation Director to execute a two-year agreement with Major League Softball, Inc. (MLS), to perform adult softball league services.

4. Subject: Parks And Recreation Community Foundation Contribution For The West Beach Wading Pool (570.05)

Recommendation: That Council:

- A. Accept a contribution from the Parks and Recreation Community (PARC) Foundation in the amount of \$13,000 for Parks and Recreation Department programs to operate the West Beach Wading Pool; and
- B. Increase appropriations and estimated revenues in the Fiscal Year 2013 Parks and Recreation Department Miscellaneous Grants Fund in the amount of \$13,000.

5. Subject: County Of Santa Barbara Strategic Prevention Framework State Incentive Grant for Responsible Beverage Server Training (520.04)

Recommendation: That Council:

- A. Accept \$7,500 from the County of Santa Barbara and the Strategic Prevention Framework State Incentive Grant to collaborate with the County Alcohol and Drug Program in order to address underage and excessive drinking, and alcohol-related motor vehicle accidents for Fiscal Year 2013; and
- B. Increase appropriations and estimated revenues by \$7,500 in the Police Miscellaneous Grants Fund for Fiscal Year 2013.

6. Subject: Contract with Building Electronics Controls, Inc. for Airport Access Control System Maintenance (560.01)

Recommendation: That Council:

- A. 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 Airport Director to execute a two-year agreement with Building Electronics Controls, Inc. (BEC) in an amount not to exceed \$248,000 to maintain the Airport's Security System for Fiscal Years 2014 and 2015; and
- B. Retroactively approve the payment of \$120,000 in Fiscal Year 2013 to BEC pursuant to a fifteen-month agreement ending June 30, 2013 approved by Council in April 2012 which inadvertently excluded the dollar amount to be paid in Fiscal Year 2013.

CONSENT CALENDAR (CONT'D)

7. Subject: Proposed FY 2014 Airline Terminal Rates and Charges (560.01)

Recommendation: That Council approve airline rates and charges for the Airline Terminal, including annual Airline Terminal building space square footage rate of \$87; a boarding bridge fee of \$56 per turn; and landing fee of \$3.46 per thousand pounds of gross landed weight effective July 1, 2013 through June 30, 2014.

8. Subject: Santa Barbara South Coast Tourism Business Improvement District Annual Report (290.00)

Recommendation: That Council receive the Annual Report from the Santa Barbara South Coast Tourism Business Improvement District.

9. Subject: Agreement With Easy Lift Transportation For Paratransit Services (510.04)

Recommendation: That Council authorize the Public Works Director to execute a four-year Agreement with Easy Lift Transportation, Incorporated, for paratransit services for elderly and mobility-impaired people in an amount not to exceed \$229,416.73 for Fiscal Year 2014, with an annual adjustment based on the Consumer Price Index and the availability of Measure A funds.

10. Subject: Animal Control Shelter Services Agreement With The County Of Santa Barbara (520.05)

Recommendation: That Council authorize the Chief of Police or his designee to execute an agreement with the County of Santa Barbara to provide animal control shelter services from July 1, 2013 to June 30, 2015.

11. Subject: Agreement With The Santa Barbara Metropolitan Transit District For Transit Services (150.05)

Recommendation: That Council authorize the Public Works Director to execute a four-year Agreement with the Santa Barbara Metropolitan Transit District, in a form acceptable to the City Attorney, for transit services in an amount not to exceed \$1,148,180 for Fiscal Year 2014, with annual adjustments based on the Consumer Price Index and the availability of Measure A funds.

CONSENT CALENDAR (CONT'D)

NOTICES

12. The City Clerk has on Thursday, June 13, 2013, 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. Receipt of communication advising of vacancy created on the Civil Service Commission with the resignation of Gabriel Garcia; the vacancy will be part of the next City Advisory Groups recruitment.

This concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

14. **Subject: Adoption Of The Two-Year Financial Plan For Fiscal Years 2014 And 2015 And The Operating And Capital Budget For Fiscal Year 2014 (230.05)**

Recommendation: That Council adopt, by reading of title only:

- A. A Resolution of the Council of the City of Santa Barbara Adopting the Two-Year Financial Plan for Fiscal Years 2014 and 2015;
- B. A Resolution of the Council of the City of Santa Barbara Adopting the Budget for the Fiscal Year 2014 by Appropriating Moneys for the Use and Support of Said City from the Funds and to the Purposes Herein Specified;
- C. A Resolution of the Council of the City of Santa Barbara Establishing the City's Appropriation Limitation for Fiscal Year 2014;
- D. A Resolution of the Council of the City of Santa Barbara Establishing Certain City Fees, and Rescinding Resolution No. 12-041;
- E. A Resolution of the Council of the City of Santa Barbara Establishing A Public, Education, And Government Access Fee On State Franchised Video Service Providers For Use In Providing Public, Educational, And Government Access Video Services And Rescinding Resolution No. 10-100;
- F. A Resolution of the Council of the City of Santa Barbara Authorizing Classified and Unclassified Positions in the City's Service Effective July 1, 2013, and Providing a Schedule of Classifications and Salaries for the Same in Accordance with the Operating Budget for the 2014 Fiscal Year;
- G. A Resolution of the Council of the City of Santa Barbara Authorizing the Continuation of Capital and Special Project Appropriations to Fiscal Year 2014;

(Cont'd)

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

FINANCE DEPARTMENT (CONT'D)

14. (Cont'd)

- H. A Resolution of the Council of the City of Santa Barbara for Paying and Reporting the Value of Employer-Paid Member Contributions (EPMC) for Regular Miscellaneous Employees Effective June 15, 2013;
- I. A Resolution of the Council of the City of Santa Barbara for Employer-Paid Member Contributions for Hourly Employees Effective June 15, 2013; and
- J. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Extending the Terms of the 2012-2013 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara City Supervisory Employees' Bargaining Unit (Supervisors' Unit), the 2012-2013 Salary Plan Applicable to Unrepresented Managers and Professional Attorneys (Including the City Administrator and City Attorney), and the 2012-2013 Salary Plan Applicable to Certain Unrepresented Safety Managers, Adopted By Ordinance No. 5587, Until June 30, 2015 and Providing Salary Increases Consistent with the Two-Year Financial Plan.

PUBLIC HEARINGS

15. **Subject: Proposed Historic District Designation Of El Encanto Hotel Site At 800 Alvarado Place (Formerly 1900 Lasuen Road) (640.06)**

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the City Council of the City of Santa Barbara Amending Title 22 of the Santa Barbara Municipal Code With Respect to Historic Resources and the El Encanto Hotel Property and its Designation as a City Historic District; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Designating El Encanto Hotel Site at 800 Alvarado Place (Formerly 1900 Lasuen Road) as a City Historic District.

PUBLIC HEARINGS (CONT'D)

16. Subject: 2013 Citywide Zoning And General Plan Map Amendments (640.09)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting 2013 Citywide Amendments to the General Plan Map and Making Environmental Findings Pursuant to the California Environmental Quality Act; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending All of the Zoning Sectional Maps in Chapter 28.12 of the Santa Barbara Municipal Code.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

17. 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: *John Ornelas v. City of Santa Barbara*, WCAB case numbers ADJ7425168 & ADJ7594280.

Scheduling: Duration, 10 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 considered is a workers' compensation claim: *Gary Kerwood v. City of Santa Barbara*, WCAB case number Unassigned.

Scheduling: Duration, 10 minutes; anytime

Report: None anticipated

CLOSED SESSIONS (CONT'D)

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 Police Bargaining Unit, and the General Bargaining Unit, and regarding discussions with certain unrepresented employees and managers about salaries and fringe benefits.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

20. Subject: Conference with Real Property Negotiators (330.03)

Recommendation: That Council hold a closed session pursuant to Government Code Section 54956.8 to consider the possible dedication of a vehicular access easement over City-owned property on East Mountain Drive:

Real Property: A portion of East Mountain Drive commonly known as Gould Park, Santa Barbara, California, APN 011-010-002.

City Negotiators: David Thornburgh, Senior Real Property Agent; Stephen P. Wiley, City Attorney; N. Scott Vincent, Assistant City Attorney.

Negotiating Parties: Michael and Robert White, successor trustees to the Roderick White Trust.

Under Negotiation: Price and terms of transfer of an easement over City-owned real property.

Scheduling: Duration: 20 Minutes; anytime

Report: None anticipated

21. Subject: Conference with Real Property Negotiators (330.03)

Recommendation: That Council hold a closed session pursuant to the authority of Government Code Section 54956.8 to provide direction to the City Administrator and to the City Attorney regarding the relinquishment by the State of California of a portion of State Route 225 to the City of Santa Barbara.

Real Property: A portion of State Route 225 between Post Mile 0.031 to Post Mile 4.55 (Castillo Street to Cliff Drive to Las Positas Road) within the City of Santa Barbara.

(Cont'd)

CLOSED SESSIONS (CONT'D)

21. (Cont'd)

City Negotiators: Public Works Director and the City Attorney

Negotiating Party: CALTRANS, Deputy District Director Loe (San Luis Obispo District)

Under Negotiation: Price and Terms of Transfer and Compensation

Scheduling: Duration: 30 Minutes; anytime

Report: None anticipated

RECESS

EVENING SESSION

RECONVENE

ROLL CALL

PUBLIC COMMENT

MAYOR AND COUNCIL REPORTS

22. Subject: Interviews For City Advisory Groups (140.05)

Recommendation: That Council hold interviews of applicants to various City Advisory Groups.

(Continued from June 4, 2013)

ADJOURNMENT