

**CITY OF SANTA BARBARA
CITY COUNCIL**

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James L. Armstrong
City Administrator

Stephen P. Wiley
City Attorney

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

**JULY 2, 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

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

FINANCE COMMITTEE MEETING - 12:30 P.M. IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

1. Subject: Funding Of Final Judgment in Ruben Barajas, et, al. v. City of Santa Barbara (SBSC Case No. 1383054) (120.03)

Recommendation: That the Finance Committee:

- A. Consider options for funding a Superior Court judgment recently entered in connection with Barajas v. City; and
- B. Develop a recommendation for City Council consideration from the funding options presented by staff.

2. Subject: Statement Of Investment Policy And Delegation Of Investment Authority For Fiscal Year 2014 (120.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the City of Santa Barbara Adopting the Investment Policy of the City and Rescinding Resolution No. 12-047.

(See Council Agenda Item No. 3)

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

1. Subject: Employee Recognition - Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through July 31, 2013.

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 June 18, 2013.

3. Subject: Statement Of Investment Policy And Delegation Of Investment Authority For Fiscal Year 2014 (260.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Investment Policy for the City and Rescinding Resolution No. 12-047.

CONSENT CALENDAR (CONT'D)

4. Subject: State Of California Office Of Traffic Safety - Sobriety Checkpoint And Selective Traffic Enforcement Grants (530.05)

Recommendation: That Council:

- A. Accept a grant from the State of California, Office of Traffic Safety in the amount of \$103,700 for Sobriety Checkpoints and authorize the Chief of Police to execute a grant agreement;
- B. Accept a grant from the State of California, Office of Traffic Safety in the amount of \$86,100 and authorize the Chief of Police to execute a grant agreement; and
- C. Increase appropriations and estimated revenues by \$189,800 in the Miscellaneous Grants Fund for Fiscal Year 2014 for the Sobriety Checkpoint and Selective Traffic Enforcement Programs Grants.

5. Subject: Contract With Deborah J. Aitkins For Database Consulting And Support (170.04)

Recommendation: That Council authorize the City's General Services Manager to execute a professional services contract in an annual amount of \$40,000 for three years with Deborah Aitkins to provide database consulting and support services to all City departments.

6. Subject: Replacement Of Citywide Data Storage, Backup, And Recovery System (170.04)

Recommendation: That Council increase appropriations in the Information Systems Operating Fund by \$122,000 from available reserves for the replacement of a Citywide Data Storage, Backup and Recovery System.

7. Subject: Contract With Cardno ENTRIX For Biological Services In City Parks and Beaches (570.08)

Recommendation: That Council authorize the Parks and Recreation Director to execute a professional services agreement with Cardno ENTRIX for biological services in parks and beaches in the amount of \$21,263 with options to renew in Fiscal Year 2015 for \$21,263, and in Fiscal Year 2016 for \$21,263, subject to Council appropriation of funds.

CONSENT CALENDAR (CONT'D)

8. Subject: Purchase Of Real Property Occupied By Hydroelectric Plant (330.01)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Confirming the Negotiated Purchase Price for the Purchase of the Real Property Occupied by the City's Hydroelectric Plant Located at 1402 San Roque Road in the Amount of \$65,000, Authorizing Acquisition of the Real Property, and Approving the Funding for Such Acquisition; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara to Accept in Fee all Right, Title and Interest in the +/-0.0997 Acres of Real Property Located at 1402 San Roque Road in the County of Santa Barbara, California, and to Authorize the Public Works Director to Execute Such Documents as Necessary for the Acquisition and Acceptance of Said Real Property Interest, and to Record Such Documents in the Official Records of the County of Santa Barbara.

9. Subject: Introduction Of Ordinance Authorizing An Alternative Power Public Water And Wastewater Agency Agreement (540.13)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the Execution and Delivery of a Renewable and Alternative Power Public Water and Wastewater Agency Agreement With Southern California Edison, Inc., for the Purpose of Selling Electricity Generated at the City's Conduit Hydroelectric Plant, and Authorizing Related Actions.

10. Subject: Local Coastal Program Grant Application Resolution (650.04)

Recommendation: Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara supporting a grant application to update the City of Santa Barbara Local Coastal Program (LCP) to address sea-level rise, coastal hazards and other climate change-related impacts.

CONSENT CALENDAR (CONT'D)

NOTICES

11. The City Clerk has on Thursday, June 27, 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.
12. Cancellation of the regular City Council meeting of July 9, 2013.
13. Receipt of communication advising of vacancy created on the Parks and Recreation Commission with the resignation of Charles Trentacosti; the vacancy will be part of the next City Advisory Groups recruitment.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

14. **Subject: Options For Addressing The Revenue Shortfall On The Downtown Waterfront Shuttle (570.03)**

Recommendation: That Council provide direction on resolving the \$40,000 revenue shortfall for the Downtown/Waterfront Shuttle.

PUBLIC HEARINGS

15. **Subject: Implementation Of The Average Unit-Size Density (AUD) Incentive Program (640.02)**

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara adding Chapter 28.20 to the Santa Barbara Municipal Code to implement the City's 2011 General Plan Average Unit-Size Density Incentive Program; amending Section 28.43.040 regarding exemptions to the City's Inclusionary Ordinance; amending Sections 28.66.050, 28.69.050, 28.72.050, and 28.73.050 concerning building height standards for community benefit projects in the C-2, C-M, M-1, and OM-1 zones; and amending Section 28.87.062 concerning encroachments in open yards.

(Cont'd)

15. (CONT'D)

- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting Environmental Findings pursuant to the California Environmental Quality Act Regarding the Implementation of the Average Unit-size Density Incentive Program.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. Pending litigation considered is: *Jose Monclus v. City of Santa Barbara*, WCAB case number ADJ7390587.

Scheduling: Duration, 10 minutes; anytime

Report: None anticipated

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. The pending litigation is *Ruben Barajas and Pamela Barajas as Trustees for the Ruben and Pamela Barajas Living Trust vs. City Of Santa Barbara; Christine Lucadello vs. City Of Santa Barbara*, SBSC Case No. 1383054 and 1401852.

Scheduling: Duration: 15 minutes; anytime

Report: None anticipated

18. 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.

Scheduling: Duration: 30 minutes; anytime

Report: None anticipated

ADJOURNMENT