



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING September 10, 2013 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Finance Committee and Ordinance Committee, 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, City Clerk Services Manager Gwen Peirce.

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 September 30, 2013.

Documents:

September 10, 2013, report from the Assistant City Administrator.

Speakers:

Staff: City Administrator James Armstrong, Award Recipient Louis Chiourn.

(Cont'd)

1. (Cont'd)

By consensus, the Council approved the recommendation, and the following employees were recognized:

5 YEARS

Tiffany Keller, Police Officer, Police Department
Guillermo Cipres, Police Officer, Police Department
Ashleigh Shue, Project Engineer II, Public Works Department
Hugo Miguel Perez, Custodian, Airport Department

10 YEARS

Lynne Sparks, Senior Accountant, Finance Department
Eric Just, GIS Coordinator, Administrative Services Department
Rodolfo Saldana, Grounds Maintenance Worker, Parks & Recreation Department
Patricia Herrera, Office Specialist II, Parks & Recreation Department

20 YEARS

Alan Cooper, Senior Building Inspector, Community Development Department

25 YEARS

James Ella, Police Sergeant, Police Department

30 YEARS

Louis Chiourn, Laboratory Supervisor, Public Works Department

2. **Subject: Proclamation Dedicating The John T. Rickard Airport Terminal (120.04)**

Action: The Proclamation was presented to Dennis Rickard and other members of the Rickard family.

PUBLIC COMMENT

Speakers: Robert Burke; Steve Reynolds; Matthew Kramer; Anais Borg-Marks, Anti-Defamation League.

CONSENT CALENDAR (Item Nos. 3 – 15)

The titles of resolutions related to Consent Calendar items were read.

Motion:

Councilmembers Rowse/Francisco to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meetings of August 6, and August 13, 2013, and the regular meetings of August 20, August 27, and September 3, 2013 (cancelled).

Action: Approved the recommendation.

4. Subject: Contract For Construction For Runway 15R-33L Pavement Rehabilitation (560.04)

Recommendation: That Council:

- A. Accept, and authorize the Airport Director to execute on behalf of the City, a Federal Aviation Administration Grant offer, No. 306-0235-46, in an amount not to exceed \$2,690,106 in Airport Improvement Program funds for rehabilitation of Taxiways C, H, and J, Phase II, and rehabilitation of Runway 15R, Phase I;
- B. Approve a transfer of \$277,141 from the Airport Operating Fund from available reserves representing the City's 9.34 percent grant match;
- C. Award a contract with Granite Construction in their low bid amount of \$1,743,655 for construction of the Runway 15R-33L Pavement Rehabilitation project, Bid No. 3703, and Authorize the Public Works Director to execute the contract and approve expenditures up to \$85,823 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;
- D. Approve a transfer of \$85,823 from the Airport Operating Fund from available reserves representing the budget for contract change orders for construction of the Runway 15R-33L Pavement Rehabilitation project;
- E. Authorize the Public Works Director to execute a contract with Kimley-Horn and Associates, Inc., in the amount of \$198,357 for construction support services, and approve expenditures of up to \$13,300 for extra services of Kimley-Horn and Associates, Inc., that may result from necessary changes in the scope of work; and
- F. Increase appropriations and estimated revenue by \$3,053,070 in the Airport's Grants Fund to be funded from the Federal Aviation Administration Airport Improvement Program grant, No. 306-0235-46, totaling \$2,690,106, and the City's \$277,141 match from reserves, and the \$85,823 transfer from the Airport Operating Fund for the construction change order authorization.

Action: Approved the recommendations; Contract Nos. 24,605 – 24,607 (September 10, 2013, report from the Public Works Director).

5. Subject: Award Of Professional Services Agreement To Rincon Consultants, Inc. (630.01)

Recommendation: That Council authorize the issuance of a Professional Services Agreement with Rincon Consultants, Inc., subject to review and approval of the form of agreement by the City Attorney and the Finance Director, in an amount not to exceed \$300,000 for the monitoring and reporting program for Las Positas Closed Landfill for a term of up to three years with an optional two-year extension as additional one-year increments.

Action: Approved the recommendation; Agreement No. 24,608 (September 10, 2013, report from the Finance Director).

6. Subject: Agreements For Afterschool Recreation Programs (570.06)

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to enter into two agreements with the Santa Barbara Unified School Districts (SBUSD) for the Recreation Afterschool Program (RAP) and Afterschool Opportunities for Kids (A-OK);
- B. Decrease appropriations and estimated revenues in the Fiscal Year 2014 Parks and Recreation Department Miscellaneous Grants Fund in the amount of \$9,044; and
- C. Increase appropriations and estimated revenues in the Fiscal Year 2014 Parks and Recreation Department General Fund in the amount of \$9,044.

Action: Approved the recommendations; Agreement Nos. 24,609 – 24,610 (September 10, 2013, report from the Parks and Recreation Director).

7. Subject: Revisions To City's Emergency Management Plan (520.02)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the January 2013 Revisions to the City of Santa Barbara Emergency Management Plan.

Action: Approved the recommendation; Resolution No. 13-072 (September 10, 2013, report from the Fire Chief; proposed resolution).

8. Subject: Resolution Of Acceptance For Mission Creek Easement At 306 West Ortega Street (330.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara for Acceptance of a Permanent Easement Interest Located at 306 West Ortega Street, and Consenting to the Recordation of the Mission Creek Exclusive Easement Deed in the Official Records, County of Santa Barbara.

(Cont'd)

8. (Cont'd)

Action: Approved the recommendation; Resolution No. 13-073 (September 10, 2013, report from the Public Works Director; proposed resolution).

9. Subject: Acquisition Of Real Property For The Mason Street Bridge Replacement Project (330.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara to Acquire and Accept the Real Property Interests Located at 135 Kimberly Avenue, 16 W. Mason Street, and 28 W. Cabrillo Boulevard, Relating to the Mason Street Bridge Replacement Project, and Authorizing the Public Works Director to Execute Such Agreements and Documents as Necessary for the Acquisition and Acceptance of Said Real Property Interests, Subject to Approval of the Form of the Agreement by the City Attorney, and Record Said Real Property Interests in the Official Records of the County of Santa Barbara.

Action: Approved the recommendation; Resolution No. 13-074; Agreement Nos. 24,611, 24,619 – 24,620 (September 10, 2013, report from the Public Works Director; proposed resolution).

10. Subject: Contract For Construction For The Conejo Road Sewer Main Extension And Acceptance Of Public Utility Easement (540.13)

Recommendation: That Council:

- A. Award a contract with Tierra Contracting in their low bid amount of \$84,829 for construction of the Conejo Road Sewer Main Extension, Bid No. 3693;
- B. Authorize the Public Works Director to execute the contract and approve expenditures up to \$10,179 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; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara for Acceptance of a Permanent Easement Interest Located at 450 Conejo Road, and Authorizing the Public Works Director to Execute an Easement Purchase Agreement in the Amount of \$5,600, and Consenting to the Recordation of the Public Utility Easement Deed in the Official Records, County of Santa Barbara.

Action: Approved the recommendations; Contract No. 24,612 and Agreement No. 24,621; Resolution No. 13-075 (September 10, 2013, report from the Public Works Director; proposed resolution).

11. Subject: Certification Of Administrative Citation Program Unpaid Fines List (640.04)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Certifying the Amounts of Administrative Citations Greater than 60 Days Past Due for the Purpose of Either Referral to a Collection Agency or Filing a Lien Against the Property.

Speakers:

- Staff: Building Official George Estrella, City Attorney Stephen Wiley.
- Members of the Public: Bob McNall.

Action: Approved the recommendation; Resolution No. 13-076 (September 10, 2013, report from the Community Development Director; proposed resolution).

12. Subject: Grants From California State Library, American Riviera Bank, And National Endowment For The Arts (570.04)

Recommendation: That Council:

- A. Authorize the Library Director to accept a \$17,000 grant from the California State Library to develop and implement the program "Apps for All";
- B. Authorize the Library Director to accept a \$1,000 grant from American Riviera Bank in support of the "Apps for All" project;
- C. Authorize the Library Director to accept a \$15,850 grant from the National Endowment for the Arts to develop and implement the Big Read program;
- D. Authorize the Library Director to accept a \$4,500 grant from the Santa Barbara Foundation to develop and implement the Big Read program; and
- E. Approve an increase to Estimated Library Grant Revenues; and increase the appropriations for the Grant Program in the General Fund, by \$38,350.

Action: Approved the recommendations (September 10, 2013, report from the Library Director).

NOTICES

13. The City Clerk has on Thursday, September 5, 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.
14. The City Council will hold a public hearing on Tuesday, October 1, 2013, at 2:00 p.m. to consider the appeal filed by Stephen Joseph, representing the Save the Plastic Bag Coalition, of the Planning Commission's certification of the Final Environmental Impact Report for the City's proposed Single-Use Carryout Bag Ordinance.

15. The site visit scheduled for September 9, 2013, at 1:30 p.m., and the public hearing scheduled for September 10, 2013, at 2:00 p.m. to hear an appeal of the Parks and Recreation Commission's decision to deny the removal of two front setback trees located at 2610 Hacienda Court has been cancelled due to withdrawal of the appeal.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

16. Subject: Intent to Award Gas Franchise to SoCalGas (510.04)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring its Intent to Grant a 30-Year Franchise, with an Option to Extend for 10 Additional Years, to Southern California Gas Company and to Set the Time and Place for a Public Hearing Pursuant to Article XIV of the City Charter.

Documents:

- September 10, 2013, report from the City Administrator.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Employee Relations Manager Kristy Schmidt.
- Southern California Gas Company: Tim Mahoney.

Motion:

Councilmembers White/Rowse to approve the recommendation, adding language to Section 11C of Exhibit A or resolution; Resolution No. 13-077.

Vote:

Unanimous roll call vote.

PARKS AND RECREATION DEPARTMENT

17. Subject: Neighborhood Health Fair And Family Fun Day (570.06)

Recommendation: That Council receive information on the Neighborhood Health Fair and Family Fun Day.

Documents:

- September 10, 2013, report from the Parks and Recreation Director.
- PowerPoint presentation prepared and made by Staff.

(Cont'd)

17. (Cont'd)

Speakers:

Staff: Senior Neighborhood and Outreach Services Supervisor Mark Alvarado.

By consensus, the City Council received the report.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Murillo reported on her attendance at the recent meetings of the Santa Barbara Youth Council and the Metropolitan Transit District Board. She also announced that the recruitment period is open for City advisory groups.
- Councilmember White reported on his attendance at a recent Water Commission meeting where water levels at Lake Cachuma were discussed. He mentioned that John Jostes won the Sharon M. Pickett Award from the Association of Conflict Resolution.

RECESS

The Mayor recessed the meeting at 3:11 p.m. in order for the Council to reconvene in closed session for Item Nos. 18, 19 and 20. She stated that no reportable action is anticipated.

CLOSED SESSIONS

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 purchase of real property.

Real Property: 3742 Foothill Road, Santa Barbara, California, APN 055-020-034.

City Negotiators: Cameron Benson, Creeks Manager; Stephen P. Wiley, City Attorney; N. Scott Vincent, Assistant City Attorney.

Negotiating Parties: Brigette von dem Hagen for property owner Sandra De Forrest Trust.

Under Negotiation: Price and terms of purchase of real property.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

September 10, 2013, report from the Parks and Recreation Director.

Time:

3:15 p.m. – 3:30 p.m.

No report made.

18. Subject: Conference With Real Property Negotiators (330.03)

Recommendation: That Council hold a closed session pursuant to Government Code Section 54956.8 (Conference with Real Property Negotiators):

Real Property: A portion of the Airport property located at 6100 Hollister Avenue bounded by Hollister Avenue, Frederick Lopez Road, Francis Botello Road and David Love Place (Parcel 22 of the Airport Specific Plan Map, City Parcel Map No. 20,608) in the City of Santa Barbara.

City Negotiators: Karen Ramsdell, Airport Director; Paul Casey, Assistant City Administrator/Community Development Director; Stephen P. Wiley, City Attorney; Sarah Knecht, Assistant City Attorney.

Negotiating Parties: Direct Relief International: Thomas Tighe, President and CEO; Judy Partch, Director of Human Resources, Administration & Compliance.

Under Negotiation: Instructions to negotiators regarding the price and terms of payment of a possible ground lease or property purchase.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

Documents:

September 10, 2013, report from the Airport Director.

Time:

3:30 p.m. – 4:20 p.m.

No report made.

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 General Bargaining Unit.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

Documents:

September 10, 2013, report from the Assistant City Administrator.

Time:

4:20 p.m. – 4:50 p.m.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:50 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
GWEN PEIRCE, CMC
CITY CLERK SERVICES MANAGER