



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING September 17, 2013 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:01 p.m. (The Finance and Ordinance Committees, 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, Deputy City Clerk Susan Tschech.

CHANGES TO THE AGENDA

Item Removed from Agenda

City Administrator Armstrong advised that the following item was being removed from the Agenda:

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 *Santa Barbara Patients' Collective Health Cooperative v. City of Santa Barbara, et al., USDC Case No. CV10-6534 DDP(RCx)*.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

CEREMONIAL ITEMS

A Proclamation declaring September 2013 as Suicide Prevention Month was presented to Glendon Association representative Jina Carvalho.

PUBLIC COMMENT

Speakers: Kelsey Walker; Juanita Chatham and Shonnie DeArmond, Santa Barbara Peace Initiative; Geoffery Bard; Patricia Hiles, American Civil Liberties Union; Steve Reynolds; Claudia Bratton, Summer Solstice Celebration; Kenneth Loch.

CONSENT CALENDAR (Item Nos. 1 – 7)

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

Motion:

Councilmembers White/Hotchkiss to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

1. **Subject: Introduction Of Ordinance For Lease Agreement With Jacob Stern & Sons, Inc. (330.04)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Airport Director to Execute a Twenty (20) Year Lease Agreement Between the City of Santa Barbara and Jacob Stern and Sons, Inc., a Pennsylvania Corporation, for a monthly rental of \$811, adjusted to market rate every five years, for 15,015 Square Feet of Land at 101 Cyril Hartley Place, at the Santa Barbara Airport, to Take Effect on the Effective Date of the Ordinance.

Action: Approved the recommendation (September 17, 2013, report from the Airport Director; proposed ordinance).

2. **Subject: Records Destruction For Airport Department (160.06)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Airport Department in the Security Division.

Action: Approved the recommendation; Resolution No. 13-078 (September 17, 2013, report from the Airport Director; proposed resolution).

3. Subject: Upper Santa Ynez River Operations Agreement - Authorization Increases (540.10)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Increasing the Authorized Expenditures Under the Letter Agreement with the U.S. Bureau of Reclamation, Approved by Resolution No. 08-102, for Preparation of Federal Warren Act Contracts Related to the Upper Santa Ynez River Operations Agreement from \$15,000 to \$30,000, and Authorizing the Public Works Director, or Designee, to Execute any Required Documents; and
- B. Authorize the Public Works Director to execute a contract amendment for an increase in the scope of work in the amount of \$19,200, and an increase in extra services authorization of \$1,307 under Agreement No. 23,185 with Stetson Engineers, for computer modeling and documentation related to the Upper Santa Ynez River Operations Agreement, for an amended total authority of \$99,126.

Action: Approved the recommendations; Resolution No. 13-079; Agreement No. 23,185.2 (September 17, 2013, report from the Public Works Director; proposed resolution).

4. Subject: Community Promotion Contract With Summer Solstice Celebration (230.02)

Recommendation: That Council authorize the Finance Director to execute a Community Promotion contract with Summer Solstice Celebration, Inc., in an amount of \$38,000 to support year-round salary and production expenses.

Action: Approved the recommendation; Contract No. 24,616 (September 17, 2013, report from the Finance Director).

5. Subject: Contract For Design And Permitting Of Surge Tank Removal Project (540.09)

Recommendation: That Council authorize the Public Works Director to execute a professional services contract with Penfield & Smith in the amount of \$40,340 for design and permitting services for the Surge Tank Removal Project, and approve expenditures up to \$6,051 for extra services of Penfield & Smith that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 24,617 (September 17, 2013, report from the Public Works Director).

6. Subject: Set A Date For Public Hearing Regarding Appeal Of Historic Landmarks Commission Approval For 1330 Chapala Street (640.07)

Recommendation: That Council:

- A. Set the date of October 29, 2013, at 2:00 p.m. for hearing the appeal filed by Margaret Cafarelli, Agent for Urban Developments, LLC, of the Historic Landmarks Commission approval of an application for property owned by Metropolitan Theatres Corporation and located at 1330 Chapala Street, Assessor's Parcel No. 039-131-001, C-2 Commercial Zone, General Plan Designation: Commercial/High Density Residential. The project proposes the construction of a new, three-story, mixed-use development comprising 33 residential apartments and 2 commercial units, along with a partially below-grade parking garage and a surface parking lot; and
- B. Set the date of October 28, 2013, at 1:30 p.m. for a site visit to the property located at 1330 Chapala Street.

Action: Approved the recommendations (August 26, 2013, letter of appeal).

NOTICES

- 7. The City Clerk has on Thursday, September 12, 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.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

8. Subject: Memorandum Of Understanding With Police Unit (440.02)

Recommendation: That Council:

- A. Ratify the Memorandum of Understanding between the City and the Santa Barbara Police Officers' Association by introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting A Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Officers' Association for the period of July 1, 2013, through June 30, 2016;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara For Paying and Reporting the Value of Employer-Paid Member Contributions for Sworn Police Officers' Association Employees Effective July 27, 2013;

(Cont'd)

8. (Cont'd)

- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara For Paying and Reporting the Value of Employer-Paid Member Contributions for Sworn Police Officers' Association Employees Effective July 12, 2014; and
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara For Paying and Reporting the Value of Employer-Paid Member Contributions for Sworn Police Officers' Association Employees Effective July 11, 2015.

Documents:

- September 17, 2013, report from the Assistant City Administrator.
- Proposed ordinance and resolutions.

Speakers:

Staff: Employee Relations Manager Kristy Schmidt.

Motion:

Councilmembers White/Francisco to approve the recommendations; Resolution Nos. 13-080 – 13-082.

Vote:

Unanimous roll call vote.

AIRPORT DEPARTMENT

9. Subject: Airport Master Plan Status Update (560.09)

Recommendation: That Council receive a presentation by Coffman Associates on the status of the Airport Master Plan.

Documents:

- September 17, 2013, report from the Airport Director.
- PowerPoint presentation prepared and made by representatives of Coffman Associates (City consultant).

Speakers:

- Staff: Project Planner Andrew Bermond, Airport Director Karen Ramsdell.
- City Consultants: James Harris, Coffman Associates; Christine Eberhard, CommuniQuest.

Councilmember Francisco left the meeting at 2:40 p.m. and returned at 2:48 p.m.

By consensus, the Council received the presentation and their questions were answered.

COMMUNITY DEVELOPMENT DEPARTMENT

10. Subject: City Arts Advisory Committee And Community Events And Festivals Committee Funding Recommendations And Contract With The Santa Barbara County Arts Commission For Fiscal Year 2014 (610.04)

Recommendation: That Council:

- A. Review and approve the City of Santa Barbara Arts Advisory Committee and Community Events and Festivals Committee funding recommendations for Fiscal Year 2014; and
- B. Authorize the Assistant City Administrator/Community Development Director to execute an agreement, subject to approval by the City Attorney, with the Santa Barbara County Arts Commission in the amount of \$447,260 as approved in the Fiscal Year 2014 budget.

Documents:

September 17, 2013, report from the Assistant City Administrator/Community Development Director.

Speakers:

- Staff: Community Development Business Manager Sue Gray.
- Santa Barbara County Arts Commission: Executive Director Ginny Brush.
- Members of the Public: Kenneth Loch.

Motion:

Councilmembers House/Hotchkiss to approve the recommendations; Agreement No. 24,618.

Vote:

Unanimous voice vote.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Rowse reported that at its last meeting, the Downtown Parking Committee had discussed possible operational improvements to the Cota Commuter Lot.
- Councilmember Murillo reported on current activities of the Santa Barbara Youth Council, Milpas Action Task Force, and Neighborhood Advisory Council.
- Mayor Schneider expressed her appreciation to the Sister Cities Board for its hosting of the annual September 11 Concerts for Peace, and to those who coordinated the Neighborhood Health Fair and Family Fun Day.

RECESS

Mayor Schneider recessed the meeting at 3:38 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 11 and 13. She stated that no reportable action was anticipated.

CLOSED SESSIONS

11. Subject: Conference With Legal Counsel - Threatened Litigation (160.03)

Recommendation: That Council hold a closed session to consider significant exposure to litigation (one potential case) pursuant to subsection (b)(1) of section 54956.9 of the Government Code, and take appropriate action as needed.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

September 17, 2013, report from the City Attorney.

Time:

3:40 p.m. – 4:05 p.m.

No report made.

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 *Britteny Cotledge vs. City of Santa Barbara, Chief Cam Sanchez, Officer Aaron Tudor, Kyle Crooks, et. al., USDC Case No. CV 12-08623 MRW.*

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

September 17, 2013, report from the City Attorney.

Time:

4:05 p.m. – 4:30 p.m.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:30 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
SUSAN TSCHECH,CMC
DEPUTY CITY CLERK