

**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>

**OCTOBER 15, 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. - Ordinance Committee Meeting, Council Chamber

2:00 p.m. - City Council Meeting

ORDINANCE COMMITTEE MEETING - 12:30 P.M. IN THE COUNCIL CHAMBER (120.03)

1. Subject: 2013 Fire Code Adoption (120.03)

Recommendation: That the Ordinance Committee review and recommend for approval to the City Council an ordinance amending Santa Barbara Municipal Code 8.04, adopting by reference the 2013 California Fire Code and selected appendices of said code with local amendments, and repealing Ordinance Number 5535, which adopted the 2010 edition of the California Fire Code.

2. Subject: Adoption And Amendments To California Building Codes (120.03)

Recommendation: That the Ordinance Committee recommend that Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Santa Barbara Municipal Code Chapter 22.04, Adopting by Reference the California State Building Codes and Other Related Codes; Adopting Local Revisions to Those Codes; and Repealing Ordinance Number 5536.

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

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 regular meeting of October 1, 2013.

2. Subject: Adoption Of Ordinance For Consent To Sublease Amendment Between Signature Flight Support Corporation And Fidelity National Financial, Inc. (330.04)

Recommendation: That Council 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 Consent to Amendment of Sublease No. 200855 Between Signature Flight Support Corporation (Signature), a Delaware Corporation, and Fidelity National Financial, Inc., a Delaware Corporation, Amending the "Term" of the Sublease to Make it Coterminous With That of the Master Lease, July 31, 2016, To Take Effect on the Effective Date of the Ordinance.

3. Subject: Adoption Of Single Use Bag Ordinance And Resolution Making Certain Findings Concerning The Single-Use Bag Ordinance (640.07)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution Of The City Council Of The City Of Santa Barbara Making Certain Findings Required By The California Environmental Quality Act Concerning The City's Single-Use Bag Ordinance And Denying An Appeal Of The City Planning Commission Decision To Certify A Final Environmental Impact Report For The City's Proposed Single-Use Carryout Bag Ordinance; and
- B. Adopt, by reading of title only, An Ordinance Of The Council Of The City Of Santa Barbara Amending The Santa Barbara Municipal Code By Adding Chapter 9.150 Pertaining To The Use Of Single-Use Carryout Bags At Certain Retail Food And Grocery Store Establishments Within The City.

4. Subject: Adoption of Ordinance For Memorandum Of Understanding With The Police Officers' Association (440.02)

Recommendation: That Council adopt, 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.

CONSENT CALENDAR (CONT'D)

5. Subject: Set A Date For Public Hearing Regarding Appeal Of Architectural Board of Review Design Approval For 510 North Salsipuedes Street (People's Self Help Housing) (640.07)

Recommendation: That Council:

- A. Set the date of November 26, 2013, at 2:00 p.m. for hearing the appeal filed by Trevor J. Martinson of the Architectural Board of Review Project Design Approval of an application for property owned by People's Self Help Housing and located at 510 North Salsipuedes Street, Assessor's Parcel Nos. 031-222-018, -019, and -021, C-M Commercial Manufacturing Zone, General Plan Designation: Commercial/Medium High Residential. The project proposes the construction of a 63,171 total square-foot, three-story, 40-unit affordable apartment project with attached garage and community center. Three existing lots will be merged to create one 41,099 square-foot property; and
- B. Set the date of November 25, 2013, at 1:30 p.m. for a site visit to the property located at 510 North Salsipuedes Street.

NOTICES

- 6. The City Clerk has on Thursday, October 10, 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.
- 7. Receipt of communication advising of vacancies created on the Santa Barbara Youth Council with the resignations of Naomi Zamudio and Eesha Kelkar; the vacancies will be part of the next City Advisory Group recruitment.

This concludes the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

WATERFRONT DEPARTMENT

8. Subject: 2013 Annual Charitable Giving Campaign (170.01)

Recommendation: That Council receive a report from the Chairperson of the City's 2013 Annual Charitable Giving Campaign.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

CITY ADMINISTRATOR

9. **Subject: Citywide Sustainability Achievements (630.02)**

Recommendation: That Council receive a presentation on sustainability achievements, highlighting the City's recent accomplishments in environmental programs.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) 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

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed.

The pending litigation is *Jeannetta Ann Purdue Rizkalla And Tarek Ramzi Rizkalla v. City Of Santa Barbara, et al.*, SBSC Case No.1383789.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

CLOSED SESSIONS (CONT'D)

12. 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 proposed lease of City-owned real property.

Real Property: 602 West Anapamu Street, Santa Barbara, California.

City Negotiators: Nancy L. Rapp, Parks and Recreation Director and Scott Vincent, Assistant City Attorney.

Negotiating Parties: Executive Director Gina Carbajal and members of the Board of Directors, United Boys and Girls Clubs of Santa Barbara County.

Under Negotiation: Price and terms of a lease of City-owned real property.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

13. Subject: Public Employment (450.01)

Recommendation: That Council hold a closed session, per Section 54957 of the Government Code, to consider the Council process for recruiting and selecting a City Attorney.

Title: City Attorney

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

ADJOURNMENT