

**CITY OF SANTA BARBARA
CITY COUNCIL
FINANCING AUTHORITY**

Helene Schneider
Mayor
Randy Rowse
Mayor Pro Tempore
Grant House
Ordinance Committee Chair
Dale Francisco
Finance Committee Chair
Frank Hotchkiss
Cathy Murillo
Bendy White



James L. Armstrong
City Administrator

Stephen P. Wiley
City Attorney

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

**JUNE 4, 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
- 2:00 p.m. - Special Financing Authority Meeting
- 4:00 p.m. - City Advisory Group Interviews (Estimated Time)

REGULAR CITY COUNCIL MEETING – 2:00 P.M. SPECIAL FINANCING AUTHORITY MEETING – 2:00 P.M.

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 June 30, 2013.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

CITY COUNCIL

2. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of April 23, 2013 (revised), the special meetings of May 15 and 20, 2013, and the regular meeting of May 21, 2013.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

3. Subject: Resolution Approving Water Wise Commercial Industrial Incentive Program (540.05)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Incentives and Approving Administrative Procedures for the Water Wise Commercial, Industrial, and Institutional Incentive Program.

4. Subject: Adoption Of Resolution Related To The Denial Of An Appeal Concerning Whiskey Richards' Dance Permit (520.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the City Council of the City of Santa Barbara Making Certain Findings Related to Its Denial of an Appeal from a Decision of the Fire and Police Commission Concerning Whiskey Richards Dance Permit Pursuant to Santa Barbara Municipal Code Chapter 5.20.

5. Subject: Adoption Of Ordinance For The Approval Of Encroachments At 33 West Victoria Street (330.10)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving an Encroachment Permit to Luria - New Vic LLC, a California Limited Liability Company, and Ensemble Theatre Company, Inc., a California Nonprofit Corporation, for the Property Known as 33 West Victoria Street and 1236 Chapala Street, Santa Barbara County Assessor's Parcel Number 039-181-001, Which Is Owned by Child Abuse Listening Mediation, Inc., a California Nonprofit Public Benefit Corporation, for Site Improvements That Will Encroach Into the Public Right-of-Way and City Parking Lot No. 5, and Authorizing the City Administrator to Execute Same.

6. Subject: Fiscal Year 2013 Interim Financial Statements For The Ten Months Ended April 30, 2013 (250.02)

Recommendation: That Council accept the Fiscal Year 2013 Interim Financial Statements for the Ten Months Ended April 30, 2013.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

7. Subject: Purchase Of IBM Coplink Law Enforcement Notification System (520.04)

Recommendation: That Council:

- A. Accept \$125,000 from the County of Santa Barbara and authorize the Chief of Police to execute a grant agreement with the County of Santa Barbara for the funding necessary for the sole source purchase of IBM's proprietary Supervised Release Monitor and Alert system (SRMA);
- B. Increase appropriations and estimated revenues by \$125,000 in the Miscellaneous Grants Fund for Fiscal Year 2013 for the Supervised Release Monitor and Alert Module; and
- C. Find it in the City's best interest to waive formal bid procedures as authorized by Municipal Code Section 4.52.070 and authorize the General Services Manager to award a purchase order contract with IBM, within approved budgets, as the sole-source supplier for Coplink Supervised Release Monitor and Alert Module.

8. Subject: Proposed Lease Agreement With The National Oceanic And Atmospheric Administration For Office Space Located At 113 Harbor Way (330.04)

Recommendation: That Council approve a five-year lease agreement with the National Oceanic and Atmospheric Administration for a 452-square foot office space located at 113 Harbor Way at a monthly rate of \$1,396.68.

9. Subject: Cachuma Conservation Release Board Fiscal Year 2013-2014 Budget Ratification (540.03)

Recommendation: That Council ratify the Cachuma Conservation Release Board Fiscal Year 2013-2014 budget.

10. Subject: Donation To Animal Control (520.05)

Recommendation: That Council:

- A. Accept a donation of \$5,000 from the Deborah K. Oldham Trust of 2001; and
- B. Approve an increase in appropriations and estimated revenues in the amount of \$5,000 in Fiscal Year 2013 to the General Fund, Police Department, budget for maintenance of one Animal Control vehicle for one year and the purchase and installation of an energy efficient washer/dryer at the facility.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

11. Subject: Legislative Platform (160.02)

Recommendation: That Council:

- A. Adopt the legislative platform that guides the City's support or opposition to state and federal legislation; and
- B. Authorize the Mayor, Councilmembers, and staff, on behalf of the City of Santa Barbara, to contact state and federal representatives to advocate for legislation consistent with the goals of the legislative platform.

FINANCING AUTHORITY

12. Subject: Minutes

Recommendation: That the Financing Authority Board waive the reading and approve the minutes of the special meeting of May 7, 2013.

NOTICES

- 13. The City Clerk has on Thursday, May 30, 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 concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

ADMINISTRATIVE SERVICES DEPARTMENT

14. Subject: Adoption Of Resolutions Relating To The General Municipal Election Of November 5, 2013 (110.03)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Calling for the Holding of a Vote-By-Mail General Municipal Election to be Held in the City on Tuesday, November 5, 2013, for the Election of Certain Officers as Required by the Provisions of the Charter and for the Submission To The Voters a Proposition Measure for the Enactment of a City Ordinance Authorizing the Exchange of Certain City Real Property Near the Fremont Army Reserve Center and the City's MacKenzie Park to the United States Government Pursuant to the Requirements of City Charter Section 520;

(Cont'd)

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

ADMINISTRATIVE SERVICES DEPARTMENT (CONT'D)

14. (Cont'd)

- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Conduct of a Vote-By-Mail Election for the November 5, 2013, General Municipal Election;
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Directing the City Attorney to Prepare Impartial Analyses of the City's Ballot Measure to Be Placed on the Ballot for the November 5, 2013, General Municipal Election; and.
- D. Determine whether the City Council or any individual member(s) of City Council will file an argument regarding the proposed Measure, and if so, adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Setting Priorities for Filing a Written Argument Regarding a City Measure to Be Placed on the Ballot for the November 5, 2013, General Municipal Election.

COMMUNITY DEVELOPMENT DEPARTMENT

15. Subject: Loan To Peoples' Self-Help Housing Corporation For A New Affordable Housing Project At 510-520 N. Salsipuedes And 601 E. Haley Street (660.04)

Recommendation: That Council approve a \$900,000 loan to Peoples' Self-Help Housing Corporation from federal Home Investment Partnership Program (HOME) funds for the development and construction of low income rental housing at 510-520 N. Salsipuedes Street and 601 E. Haley Street (Haley and Salsipuedes Apartments) and Authorize the Community Development Director, subject to Approval as to Form by the City Attorney, to Execute Such Agreements and Related Documents as may be necessary.

PARKS AND RECREATION DEPARTMENT

16. Subject: Andrée Clark Bird Refuge Status Report (570.05)

Recommendation: That Council receive a status report on the Parks and Recreation Department's projects to address vegetation maintenance and water quality improvement at the Andrée Clark Bird Refuge.

PUBLIC HEARINGS

17. Subject: Public Hearing For The Parking And Business Improvement Area Annual Assessment Report For Fiscal Year 2014 (550.10)

Recommendation: That Council:

- A. Consider appropriate protests to the Parking and Business Improvement Area Annual Assessment Report 2014, as required under the California Parking and Business Improvement Area Law of 1989;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Fixing and Assessing the Parking and Business Improvement Area Assessment Rates for Fiscal Year 2014, and Confirming Approval of the Parking and Business Improvement Area Annual Assessment Report for Fiscal Year 2014; and
- C. Authorize staff to implement the process to start the Parking and Business Improvement Area assessment for entities in the Parking and Business Improvement Area that are not currently paying into the system, which include nonprofit performing arts theaters, museums, and nonprofit business offices.

MAYOR AND COUNCIL REPORTS

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

Recommendation: That Council:

- A. Hold interviews of applicants to various City Advisory Groups; and
- B. Continue interviews of applicants to June 18, 2013.
(Estimated Time: 4:00 p.m.; Continued from May 21, 2013)

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

19. 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 will concern price and terms of payment of a possible ground lease or property purchase.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

20. 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

21. Subject: Conference With Legal Counsel - Potential Litigation (160.03)

Recommendation: That Council hold a closed session to consider potential litigation pursuant to subsection (c) of Section 54956.9 of the Government Code and take appropriate action as needed (two potential cases).

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

ADJOURNMENT