

**CITY OF SANTA BARBARA
CITY COUNCIL**

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City Attorney

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

**NOVEMBER 25, 2014
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: If you need auxiliary aids or services or staff assistance to attend or participate in this meeting, please contact the City Administrator's Office at 564-5305. If possible, notification at least 48 hours prior to the meeting will usually enable the City to make reasonable arrangements. Specialized services, such as sign language interpretation or documents in Braille, may require additional lead time to arrange.

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)

Subject: Fiscal Year 2015 First Quarter Review

Recommendation: That Finance Committee recommend that Council:

- A. Accept the Fiscal Year 2015 Interim Financial Statements for the Three Months Ended September 30, 2014; and
- B. Approve the proposed first quarter adjustments to Fiscal Year 2015 appropriations and estimated revenues as detailed in the attached Schedule of Proposed First Quarter Adjustments.
(See Council Agenda Item No. 5)

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 further reading and approve the minutes of the regular meeting of November 4, 2014.

2. Subject: Adoption Of Ordinance To Amend Municipal Code Title 16, Liquid And Industrial Waste Disposal (540.13)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Municipal Code By Repealing Title 16 in its Entirety and Adding Title 16 Pertaining to Liquid and Industrial Waste Disposal.

3. Subject: Introduction Of Ordinance To Amend Municipal Code To Require The Payment Of Prevailing Wages On Public Works Projects As Defined By California Senate Bill 7 (210.01)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara to Amend Municipal Code Section 4.52.160 to Require the Payment of Prevailing Wages on Public Works Projects as Defined and Required by California Senate Bill 7.

CONSENT CALENDAR (CONT'D)

4. Subject: Banking Services Agreement (210.03)

Recommendation: That Council approve a three-year contract with Union Bank to provide banking services for the period of January 1, 2015, through December 31, 2017.

5. Subject: Fiscal Year 2015 First Quarter Review (250.02)

Recommendation: That Council:

- A. Accept the Fiscal Year 2015 Interim Financial Statements for the Three Months Ended September 30, 2014; and
- B. Approve the proposed first quarter adjustments to Fiscal Year 2015 appropriations and estimated revenues as detailed in the attached Schedule of Proposed First Quarter Adjustments.

6. Subject: October 2014, Investment Report (260.02)

Recommendation: That Council accept the October 2014, Investment Report.

7. Subject: Self-Insured Workers' Compensation Program Annual Report (350.08)

Recommendation: That Council receive the Annual Self-Insured Workers' Compensation Program Annual Report for the year ended June 30, 2014.

8. Subject: Approval Of City Charter Findings For Alameda Park Groundwater Well Siting (540.10)

Recommendation: That Council:

- A. Find that the design proposed for the Alameda Park Well Relocation Project is compatible with the use and character of Alameda Park; and
- B. Make the following findings pursuant to City Charter Section 520: The well relocation is compatible with and accessory to the purposes to which the property is devoted because: A) a portion of the water supply developed by the well will be devoted to park irrigation and maintenance, thus rendering the well accessory to the park use; B) the findings made above pursuant to Santa Barbara Municipal Code section 28.37.025 demonstrate that the well location is compatible with park uses; C) the use of the well will be by agreement between the Parks and Recreation and Public Works Departments and fully regulated by the City; and D) permission for the well will be contingent upon the Parks and Recreation and Public Works Departments reaching an agreement to the satisfaction of the City Administrator on all relevant construction and use issues, including appropriate compensation for the use of the park land.

CONSENT CALENDAR (CONT'D)

9. Subject: Contract For Construction Of Santa Barbara Police Department Heating, Ventilation, And Air Conditioning Replacement Project (320.01)

Recommendation: That Council:

- A. Award a contract with ACCO Engineered Systems in their low bid amount of \$1,234,567 for construction of the Santa Barbara Police Department Heating, Ventilation and Air Conditioning Replacement Project, Bid No. 3755; and
- B. Authorize the Public Works Director to execute the contract and approve expenditures up to \$185,000 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.

10. Subject: Water Main Replacement Program Funding (540.06)

Recommendation: That Council appropriate \$1,500,000 from Water Fund Reserves to the Water Capital Fund to address the need for ongoing water distribution system maintenance and repair projects.

NOTICES

- 11. The City Clerk has on Thursday, November 20, 2014, 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 December 2, 2014.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

13. Subject: Casa Esperanza Review Of Operations (660.04)

Recommendation: That Council accept a report prepared by City and County of Santa Barbara staff based on a review of Casa Esperanza Homeless Shelter's operations, and release the remaining contingency funds pursuant to Agreement Number 24,952.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

FINANCE DEPARTMENT

- 14. Subject: Public Meeting On The Proposed Modification Of 2011-2015 Santa Barbara South Coast Tourism Business Improvement District (290.00)**

Recommendation: That Council hold a public meeting to hear comments on the proposed modification of the 2011-2015 Santa Barbara South Coast Tourism Business Improvement District for the District to expire on December 31, 2014.

PUBLIC HEARINGS

- 15. Subject: Appeal Of Single Family Design Board Denial Of A Residence On Lot 2 Of The 3626 San Remo Drive Subdivision (640.07)**

Recommendation: That Council uphold the appeal of Jarrett Gorin, agent on behalf of Capital Pacific Development Group, granting Project Design Approval for a new single-family residence on a vacant lot at 3626 San Remo Drive.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

- 16. Subject: Conference With City Attorney - 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 *Joseph M. Hicks v. City of Santa Barbara, et al.*, USDC Case No. CV 13-9016 FMO(RZx).

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

- 17. Subject: Conference With City Attorney - 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 *Camille Carter v. City of Santa Barbara, et al.*, SBSC Case No. 1438672.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

ADJOURNMENT