

**CITY OF SANTA BARBARA
CITY COUNCIL**

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



Paul Casey
City Administrator

Ariel Pierre Calonne
City Attorney

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

**JUNE 2, 2015
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

2:00 p.m. - City Council Meeting Begins
5:00 p.m. - Recess
6:00 p.m. - City Council Meeting Reconvenes

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, 2015.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

2. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meetings of May 5, and 12, 2015, the special meetings of May 11, 13, 18, and 20, 2015, and the regular meeting cancelled of May 26, 2015.

CONSENT CALENDAR (CONT'D)

3. **Subject: Adoption Of Recreational Vehicle Parking And Temporary Recreational Vehicle Ordinances (660.04)**

Recommendation: That Council adopt, by reading of title only, the following ordinances:

- A. An Ordinance of the Council of the City of Santa Barbara to Amend Section 10.44.205 of the Santa Barbara Municipal Code Pertaining to the Parking of Recreational Vehicles and the Definition of "Excessive" Numbers of Such Vehicles; and
- B. An Ordinance of the Council of the City of Santa Barbara to Amend Sections 15.16.060 and 15.16.080 of the Santa Barbara Municipal Code to Delete Temporary Recreational Vehicles from the Prohibition on Sleeping, Human Habitation or Camping in Recreational Vehicles in Certain Areas.

4. **Subject: Adoption Of Ordinances For Proposal To Change The System For Assignment Of Mooring Permits In The East Beach Mooring Area From A Lottery System To A First-Come, First-Serve System (570.03)**

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 Amending Section 17.20.255 C of Chapter 17.20 of Title 17 Pertaining to the Santa Barbara Mooring Area in the Waterfront.

5. **Subject: Adoption Of Ordinance For Prohibition Of Unauthorized Traffic Signs (530.05)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 10.12 of the Municipal Code by Amending Section 10.12.170, Displaying of Unauthorized Signs Prohibited - Nuisance.

6. **Subject: Adoption Of Ordinance Bus Stop Changes (530.05)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 10.48 of the Municipal Code by Amending Section 10.48.090, Bus Zones to be Established.

CONSENT CALENDAR (CONT'D)

7. Subject: Adoption Of Ordinance For Curb Marking For Parking Regulations (550.01)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 10.48 of the Municipal Code by Amending Section 10.48.040, Curb Markings to Indicate Parking Regulations - Authority of the Transportation Engineer.

8. Subject: Adoption Of Ordinance Establishing Citation Authority For Community Service Officers (520.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 1.20 of Title 1 of the Santa Barbara Municipal Code by Adding and Adopting Section 1.20.060, Establishing the Citation Authority of the Community Service Officer Classification.

9. Subject: Resolution Adopting Findings Regarding An Appeal Of A Decision By The Single Family Design Board For A Project Located At 2405 State Street (640.07)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Denying the Appeal and Upholding the Decision of the Single Family Design Board to Grant Project Design Approval and Final Approval for a Proposed Single Family Residence at 2405 State Street.

10. Subject: Records Destruction For Police 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 Police Department.

11. Subject: Records Destruction For City Administrator's Office (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 City Administrator's Office.

CONSENT CALENDAR (CONT'D)

12. Subject: Animal Control Shelter Services Agreement With The County Of Santa Barbara (520.05)

Recommendation: That Council authorize the Chief of Police or his designee to execute an agreement with the County of Santa Barbara to provide animal control shelter services from July 1, 2015 to June 30, 2016.

13. Subject: Introduction Of Ordinance For Amendment To Airline Terminal Solar Photovoltaic Power Purchase Agreement For Solar Project At 500 Fowler Road (560.04)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the Airport Director to Execute a First Amendment to the Power Purchase Agreement (City Agreement No. 24,975) Between the City of Santa Barbara and SunEdison Origination3, LLC, to Amend the Site Description, to Reduce the Expected Annual Output of the System and Reduce the Energy Purchase Rate for Energy Delivered.

14. Subject: Agreement For Parking Citation Processing Services With Phoenix Information Systems Group (520.04)

Recommendation: That Council approve a three-year Professional Services Agreement with Phoenix Information Systems Group for parking citation processing services beginning July 1, 2015 and ending June 30, 2018 with annual fees not to exceed \$100,000.

15. Subject: Contract For Construction Of Sewer Main Rehabilitation Fiscal Year 2015 (FY15) Project (540.13)

Recommendation: That Council award a contract with Southwest Pipeline & Trenchless Corporation in their low bid amount of \$998,805.25 for construction of the Sewer Main Rehabilitation FY15 Project, Bid No. 3770; and authorize the Public Works Director to execute the contract and approve expenditures up to \$99,881 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.

CONSENT CALENDAR (CONT'D)

16. Subject: Contract For Construction Of 600 Block Laguna Street Lot Permeable Paver Project (550.05)

Recommendation: That Council reject the bid protest of Shaw Contracting, Inc., and award a contract to Whitaker Construction Group, Inc., in the amount of \$1,091,119 for construction of the 600 Block Laguna Street Lot Permeable Paver Project, Bid No. 3744; and authorize the Public Works Director to execute the contract and approve expenditures up to \$109,112 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.

NOTICES

17. The City Clerk has on Thursday, May 28, 2015, 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

18. Potential Ballot Measure Regarding Even-Year Elections (110.03)

Recommendation: That Council receive an oral presentation from the City Attorney regarding the status of even-year elections research and discuss a potential measure to be placed on the November ballot regarding even-year elections.

PUBLIC WORKS DEPARTMENT

19. Subject: Introduction Of Ordinance Approving A Joint Powers Agreement For Wastewater Treatment In The Mission Canyon Area (540.13)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the 2015 Joint Powers Agreement for Wastewater Collection, Treatment and Disposal for County Service Area 12 in the Mission Canyon Area Between the County of Santa Barbara and the City of Santa Barbara; and

(Cont'd)

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

19. (Cont'd)

- B. Authorize the City Administrator to execute a Joint Powers Agreement for Wastewater Collection, Treatment, and Disposal in the Mission Canyon Area with the County of Santa Barbara.

PUBLIC HEARINGS

20. Subject: Renewal Of Levy For Fiscal Year 2016 For The Wildland Fire Suppression Assessment District (520.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring Its Intention to Continue Vegetation Road Clearance, Implementation of a Defensible Space Inspection and Assistance Program, and Implementation of a Vegetation Management Program Within the Foothill and Extreme Foothill Zones; Declaring the Work to be of More Than General or Ordinary Benefit and Describing the District to be Assessed to Pay the Costs and Expenses Thereof; Approving the Engineer's Report; Confirming Diagram and Assessment; and Ordering Continuation of the Wildland Fire Suppression Assessment District for Fiscal Year 2016.

21. Subject: Request For Designation Of Proposed Development At 350 Hitchcock Way As A Community Benefit Project (610.04)

Recommendation: That Council designate the proposed project at 350 Hitchcock Way as a Community Benefit Project pursuant to Santa Barbara Municipal Code Subsection 28.85.020.A.3 and reserve 39,000 square feet of nonresidential floor area to the project from the Nonresidential Growth Management Program's Community Benefit Category.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

22. Subject: Conference With City Attorney - Pending Litigation (160.01)

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 *Luke Brost as Trustee for the Luke Brost Living Trust, et al., v. City of Santa Barbara*, SBSC Case No. 1342979/Court of Appeal Case No. B246153.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

RECESS

EVENING SESSION

RECONVENE

ROLL CALL

PUBLIC COMMENT

MAYOR AND COUNCIL REPORTS

23. 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 9, 2015.

(Estimated Time: 4:00 p.m.; Continued from May 19, 2105, Item No. 24)

ADJOURNMENT



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Employee Recognition – Service Award Pins

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, 2015.

DISCUSSION:

Since 1980, the City Employees' Recognition Program has recognized length of City Service. Service award pins are presented to employees for every five years of service. Those employees achieving 25 years of service or more are eligible to receive their pins in front of the City Council.

Attached is a list of those employees who will be awarded pins for their service through June 30, 2015.

ATTACHMENT: June 2015 Service Awards

PREPARED BY: Myndi Hegeman, Administrative Specialist

SUBMITTED BY: Kristine Schmidt, Administrative Services Director

APPROVED BY: City Administrator's Office

JUNE 2015 SERVICE AWARDS

June 2, 2015 Council Meeting

5 YEARS

Gwendolyn Wagy, Senior Librarian, Youth Services, Library Department

10 YEARS

Linda Sumansky, Principal Engineer, Public Works Department

Brian Reed, Senior Airport Maintenance Worker, Airport Department

15 YEARS

Randy Fritz, Street Tree Supervisor, Parks and Recreation Department

25 YEARS

Jesse Oliver, Police Records Specialist, Police Department

Todd Heldoorn, Wastewater Treatment Superintendent, Public Works Department

35 YEARS

Jose Calvillo, Senior Maintenance Worker, Public Works Department



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING May 5, 2015 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 met at 12:30 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Dale Francisco, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: Councilmember Frank Hotchkiss.

Staff present: City Administrator Paul Casey, Assistant City Attorney Sarah Knecht, Deputy City Clerk Deborah L. Applegate.

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 May 31, 2015.

Documents:

May 5, 2015, report from the Administrative Services Director.

Speakers:

Staff: City Administrator Paul Casey, Award Recipient Beatriz Gularte and Marisela Salinas.

(Cont'd)

1. (Cont'd)

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

5-Year Pin

Kyle Lowry, Police Officer, Police Department
Megan Harrison, Police Officer, Police Department

10-Year Pin

Joshua Thompson, PC / Network Technician II, Administrative Services
Curtis Harrison, Senior Plans Examiner, Community Development Department
Ryan DiGuilio, Fire Inspector II, Fire Department
Mark Cavalier, Welder / Fabricator, Public Works Department
Theresa Lancy, Water/Wastewater Maintenance Planner/Scheduler, Public Works
Keven Strasburg, Park Project Technician, Parks and Recreation Department
Alberto Cuevas, Airport Maintenance Worker II, Airport Department
Stephen Spurlock, Airport Patrol Officer II, Airport Department

15-Year Pin

Jeff Deming, Animal Control Officer, Police Department
Michael Kronman, Harbor Operations Manager, Waterfront Department
Rebecca Klarich, Public Safety Dispatcher, Police Department

20-Year Pin

Rogelio Arroyo, Senior Control Systems Operations Specialist, Public Works

25-Year Pin

Beatriz Gularte, Project Planner, Community Development Department
Marisela Salinas, Project Planner, Community Development Department

PUBLIC COMMENT

Speakers: Phil Walker; Tom Widroe, City Watch; Geof Bard; Kate Smith.

ITEMS REMOVED FROM CONSENT CALENDAR

7. **Subject: Set A Date For Public Hearing Regarding Renewal Of Levy For Fiscal Year 2016 For The Wildland Fire Suppression Assessment (520.03)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring its Intention to Continue the Wildland Fire Suppression Assessment Within the Foothill and Extreme Foothill Zones; Declaring the Work to be of More Than General or Ordinary Benefit and Describing the District to be Assessed to Pay the Costs and Expenses Thereof; Preliminarily Approving the Updated Engineer's Report; Stating Intention to Continue Assessments for Fiscal Year 2016; and Establishing a Time of 2:00 P.M. on Tuesday, May 19, 2015, in the City Council Chambers for a Public Hearing on the Wildland Fire Suppression Assessment.

Councilmember White stated he would abstain from voting on this item due to a conflict of interest related to his living within the Foothill and Extreme Foothill Zones.

Documents:

- May 5, 2015, report from the Fire Chief.
- Proposed Resolution.

The title of the resolution related to this item was read.

Motion:

Councilmembers Murillo/Rowse to approve the recommendation; Resolution No. 15-031.

Vote:

Unanimous roll call vote (Abstentions: Councilmember White; Absent: Councilmember Hotchkiss).

CONSENT CALENDAR (Item Nos. 2 – 11)

The title of the resolutions and ordinances related to Consent Calendar items were read.

Motion:

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

Vote:

Unanimous roll call vote. (Absent: Councilmember Hotchkiss).

2. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meetings of April 14, and 21, 2015, and the adjourned regular meeting of April 20, 2015.

Action: Approved the recommendation.

3. Subject: Adoption of Ordinance For Lease Amendment to Lease No. 23,017, Between MAG Aviation and the City of Santa Barbara. (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 Second Amendment to Lease Agreement No. 23,017, as previously amended July 1, 2010, with MAG Aviation, a Partnership, and the City of Santa Barbara, for operation of a self-service aviation fueling facility, at 1600 Cecil Cook Place, at the Santa Barbara Airport, effective upon the adoption of the enabling Ordinance, to allow a one year waiver of the scheduled CPI rental adjustment.

Action: Approved the recommendation; Ordinance No. 5692; Agreement No. 23,017.01.

4. Subject: Records Destruction For Administrative Services 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 Administrative Services Department in the City Clerk's Office and Human Resources Division.

Action: Approved the recommendation, Resolution No. 15-023 (May 5, 2015, report from the Administrative Services Director; proposed resolution).

5. Subject: Records Destruction For Waterfront 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 Waterfront Department in the Administration Office.

Action: Approved the recommendation, Resolution No. 15-030 (May 5, 2015, report from the Waterfront Director; proposed resolution).

6. Subject: Sole Source Vendor For Digital Storage Equipment (520.04)

Recommendation: That Council find it in the City's best interest to waive the formal bid process as authorized by Municipal Code 4.52.070 (L), and authorize the City's General Services Manager to issue a Purchase Order to Technology Express, in the amount of \$48,081 for the purchase of the Hewlett Packard (HP) digital storage equipment at the Police Department.

Action: Approved the recommendation (May 5, 2015, report from the Chief of Police).

8. Subject: Adoption Of 2015-2019 Consolidated Plan And 2015-16 Annual Action Plan (660.01)

Recommendation: That Council:

- A. Adopt the 2015-2019 Consolidated Plan and 2015-16 Annual Action Plan for submittal to the US Department of Housing and Urban Development (HUD); and
- B. Authorize the City Administrator to sign all necessary documents to submit the City's 2015-2019 Consolidated Plan and 2015-2016 Annual Action Plan to HUD.

Action: Approved the recommendations (May 5, 2015, report from the Community Development Director).

9. Subject: Capital Improvement Projects: Third Quarter Report For Fiscal Year 2015 (230.05)

Recommendation: That Council receive the City's Capital Improvement Projects Third Quarter Report for Fiscal Year 2015.

Action: Approved the recommendation (May 5, 2015, report from the Public Works Director).

10. Subject: Acceptance Of Public Street Easement Deed For 3885 State Street (330.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Public Street Easement Over the Real Property Commonly Known as 3885 State Street for All Street Purposes.

Action: Approved the recommendation; Resolution No. 15-032 (May 5, 2015, report from the Public Works Director; proposed resolution).

NOTICES

11. The City Clerk has on Thursday, April 30, 2015, 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.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dale Francisco reported that the Committee met to review the proposed Two-Year Financial Plan for Fiscal Years 2016 and 2017 and consider the proposed \$275,000 loan to the Turner Foundation to rehabilitate seven low-income rental units and two federal HOME Investment Partnership Program Tenant Based Rental Assistance Grants.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Randy Rowse reported that the Committee met and will forward to council for introduction and subsequent adoption ordinances related to: 1) Prohibition Of Unauthorized Traffic Signs; 2) Establishing Bus Stop Zones; 3) Curb Marking For Parking Regulations; and 4) Proposal To Change The System For Assignment Of Mooring Permits In The East Beach Mooring Area From A Lottery System To A First-Come, First-Serve System.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

ADMINISTRATIVE SERVICES DEPARTMENT

12. **Subject: Report On Gender Representation On Boards And Commissions (140.02)**

Recommendation: That Council review the findings of a report from the County of Santa Barbara Commission for Women entitled, "A Countywide Snapshot of Gender Representation on Appointed Boards and Commissions".

Documents:

- May 5, 2015, report from the Director of Administrative Services.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Director of Administrative Services Kristy Schmidt.
- County of Santa Barbara Commission For Women: Gail R. Teton-Landis, 2nd District Representative; Gina Fisher, 1st District Representative; Suzanne Peck, 2nd District Representative.
- Members of the Public: Tom Widroe, City Watch.

(Cont'd)

12. (Cont'd)

Discussion: Staff's presentation included information regarding gender composition of 103 boards and commissions of the County of Santa Barbara and all municipalities within the county. The data examined the number of women represented on these various boards and commissions. Councilmembers' asked questions and their questions were answered.

PUBLIC WORKS DEPARTMENT

13. Subject: Contract To Provide A Work Plan For Desalination Subsurface Intake And Potable Reuse Feasibility Studies (540.10)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a Professional Services contract with Carollo Engineers, Inc., in the amount of \$312,659 to provide a Work Plan for Desalination Subsurface Intake and Potable Reuse Feasibility Studies, and approve expenditures of up to \$31,266 for extra services of Carollo Engineers, Inc., that may result from necessary changes in the scope of work, for a total contract phase amount of \$343,925; and
- B. Increase estimated revenues and appropriations in the Drought Fund in the amount of \$343,925 for a Desalination Subsurface Intake Work Plan and Potable Reuse Feasibility Studies funded from the transfer of Water Fund Reserves.

Documents:

- May 5, 2015, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Water Resources Manager Joshua Haggmark; Public Works Director Rebecca Bjork.
- Members of the Public: Tom Widroe, City Watch; Kira Redmond, Santa Barbara Channelkeeper.

Motion:

Councilmembers Murillo/Hart to approve the recommendations; Agreement No. 25,191.

Vote:

Unanimous roll call vote. (Absent: Councilmember Hotchkiss)

PUBLIC HEARINGS

14. Subject: Appeal Of Single Family Design Board Approval For Additions To A Residence At 1215 E. Cota Street (640.07)

Recommendation: That Council deny the appeal of Trevor Martinson, agent for Roger Goldtrap, and uphold the Single Family Design Board decision to grant Project Design Approval for additions to an existing single-family residence.

Documents:

- May 5, 2015, report from the Community Development Director.
- May 5, 2015, report from Trevor J. Martinson.
- PowerPoint presentation prepared and made by Staff.

Public Comment Opened:

3:37 p.m.

Speakers:

- Staff: Senior Planner Jaime Limón.
- Appellant: Trevor J. Martinson, Roger Goldtrap.
- Applicant: Leslie Colasse.

Public Comment Closed:

3:37 p.m.

Motion:

Councilmember White/Hart to deny the appeal and uphold the Single Family Design Board's decision to grant Project Design Approval for the proposed additions and approve the project pursuant to the Neighborhood Preservation Ordinance (SBMC §22.69.080) making the following findings specified in Municipal Code Section 22.69.050A listed below:

1. **Consistency and Appearance.** The proposed development is consistent with the scenic character of the City and will enhance the appearance of the neighborhood with a high quality architectural style consistent with the neighborhood. The neighborhood is a mixture of one-story and two-story residences. The remodeled second story of the residence replaces an existing second story.
2. **Compatibility.** The proposed development is compatible with the neighborhood, and its size, bulk, and scale are appropriate to the site and neighborhood. The neighborhood has a variety of building sizes and lot sizes. The proposed development is 59% of the maximum guideline floor-to-lot-area ratio, which is well within the City's adopted floor area guidelines, and the split-level design is consistent with many other homes in the neighborhood. The proposed garage and accessory structure to the rear of the property is not highly visible from the public right of way. (Cont'd)

14. (Cont'd)

3. **Quality Architecture and Materials.** The proposed buildings and structures are designed with quality architectural details. The Spanish style architecture is consistent with the Eastside neighborhood.
4. **Trees.** The proposed project does not include the removal of or significantly impact any designated Specimen Tree, Historic Tree or Landmark Tree. The proposed project and the grading plan, to the maximum extent feasible, preserve and protect healthy, non-invasive trees with a trunk diameter of four inches (4") or more measured four feet (4') above natural grade.
5. **Health, Safety, and Welfare.** The public health, safety, and welfare are appropriately protected and preserved with the high quality design of the additions to the existing house. The proposed alternative access to the rear of the property and the installation of fire sprinklers in the main residence and the accessory building will provide adequate fire safety.
6. **Good Neighbor Guidelines.** The project generally complies with the Good Neighbor Guidelines regarding privacy, landscaping, noise and lighting. The project's enhanced landscaping and the selection of lighting are consistent with the direction of the Good Neighbor Guidelines. The proposed remodel does not propose new second-story windows. Some of the new windows will be smaller than the existing windows.
7. **Public Views.** The development, including proposed structures and grading does not affect any significant public scenic views of and from the hillside.

Vote:

Unanimous voice vote. (Absent: Councilmember Hotchkiss)

RECESS

4:00 p.m. – 6:00 p.m.

Mayor Schneider presiding.

Councilmembers present: Francisco, Hart, Murillo, Rowse, White, Mayor Schneider.

Councilmembers absent: Councilmember Hotchkiss.

Staff present: City Administrator Casey, Assistant City Attorney Knecht, Deputy City Clerk Applegate.

PUBLIC COMMENT

No one wished to speak.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

15. **Subject: Declaration Of Stage Three Drought Emergency And Adoption Of Stage Three Water Use Regulations And Development Restrictions (540.05)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring a Stage Three Drought Emergency and Establishing Water Use Regulations and Development Restrictions to Be Effective During a Stage Three Drought Emergency.

Documents:

- May 5, 2015, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.
- Proposed Resolution.

The title of the resolution was read.

Speakers:

- Staff: Water Resources Manager Joshua Haggmark, Acting Water Resources Manager Madaline Ward, Acting Senior Planner Alison DuBusk, Project Manager Bill Ferguson.
- Members of the Public: Milt Hess; Bryce Carneal, Hunter Industries; Allen Cooper, Pintado Pools, Inc; Myles Steimle, California Pools; Reyne Stagemann, Santa Barbara Association of Realtors; Brad Smith, Youth Drought Project; Art Gtuummitt, SPCA Swimming Pool, Inc.

Motion:

Councilmembers White/Rowse to approve the recommendation but limited to portions mandated by the State and to include a requirement that new pools must have automatic pool covers.

Vote:

Motion died for lack of a second.

Motion:

Councilmembers Hart/Francisco to approve recommendation to declare a Stage Three Drought Emergency and establish a required 25 percent City-wide reduction in demand; and to direct staff to modify the proposed regulations to include only the requirements of the State Water Resources Control Board Emergency Regulations adopted on May 5, 2015, and bring back to Council for approval.

Vote:

Majority roll call vote; (Noes: Councilmember Murillo, Absent: Councilmember Hotchkiss).

16. Subject: Introduction Of Ordinance Amending Municipal Code Chapter 14.32 To Prohibit Private Water Well Construction On Properties Served By The City's Water System (540.10)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Municipal Code Chapter 14.32 to Prohibit Private Water Well Construction on Properties Served by the City's Water System.

Documents:

- May 5, 2015, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.
- Proposed Ordinance.

The title of the ordinance was read.

Speakers:

- Staff: Water Resources Supervisor Kelly Dyer.
- Members of the Public: Tom Widroe, City Watch.

Motion:

Councilmembers Murillo/Hart to approve recommendation.

Vote:

Majority voice vote. (Noes: Councilmember Francisco, Absent: Councilmember Hotchkiss).

ADJOURNMENT

Mayor Schneider adjourned the meeting at 7:40 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
DEBORAH L. APPLGATE
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING May 11, 2015 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Pro Tempore Gregg Hart called the meeting to order at 6:01 p.m.

PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Hart.

ROLL CALL

Councilmembers present: Dale Francisco (6:05 p.m.), Frank Hotchkiss, Cathy Murillo (6:02 p.m.), Randy Rowse, Bendy White, Mayor Pro Tempore Gregg Hart.

Councilmembers absent: Mayor Helene Schneider.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, City Clerk Services Manager Gwen Peirce.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, May 7, 2015, 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.

PUBLIC HEARINGS

Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017 (230.05)

Recommendation: That Council hear a presentation from the Parks and Recreation Department on their Fiscal Year 2016 Recommended Budget as contained in the Proposed Two-Year Financial Plan for Fiscal Years 2016 and 2017.

Documents:

- May 11, 2015, report from the Parks and Recreation Director.
- PowerPoint presentations prepared and made by Staff.

Speakers:

- Staff: Parks and Recreation Director Nancy Rapp, Creeks Manager Cameron Benson, Business Analyst Mark Sewell, Assistant Parks and Recreation Director Jill Zachary, Recreation Programs Manager Judith McCaffrey.
- Parks and Recreation Commission: Chair Lesley Wiscomb.

Discussion:

Parks and Recreation Director Rapp presented an overview of the Parks and Recreation Department's Budget by Fund. Creeks Manager Benson reviewed the Creeks Division budgets by program area, outlined proposed capital projects, capital improvement program funding, including grant funding and Measure B funds, and provided the Division's Performance Management Program (P3) Highlights and budget recommendations. Business Analyst Sewell explained the Golf Fund's key initiatives, which include securing a new business operator, enhanced marketing to increase play, continued capital investment and water resources management. Mr. Sewell provided an overview of the proposed golf rounds and revenue trends and explained the fund's revenues, appropriations, proposed fee changes, capital improvement projects and P3 Highlights. Assistant Parks and Recreation Director Zachary discussed the City's parks, facilities, programs and services. Ms. Zachary explained the department's General Fund major budget changes, which primarily relate to increasing personnel, specifically four position reallocations between programs, a reclassification to restore the position of Business Manager, and restoring positions in Recreation and Capital. Parks and Recreation Director Rapp presented additional funding requests from the Santa Barbara Unified School District Junior High School Afterschool Sports Program and the Police Activities League. Staff answered Councilmembers' questions.

By consensus, the public hearing was continued to May 13, 2015, at 3:00 p.m.

ADJOURNMENT

Mayor Pro Tempore Hart adjourned the meeting at 7:31 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

GREGG HART
MAYOR PRO TEMPORE

ATTEST:

GWEN PEIRCE, CMC
CITY CLERK SERVICES MANAGER



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING May 12, 2015 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:01 p.m. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Mayor Schneider.

Councilmembers absent: Dale Francisco, Bendy White.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, Deputy City Clerk Susan Tschech.

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring May 16, 2015, As The 50th Anniversary Of The Arts And Crafts Show (120.04)

Action: Proclamation presented to Jason Bryan, City Senior Recreation Supervisor, and Marilyn Dannehower, Chair of the Arts and Crafts Show Advisory Committee.

Councilmember White arrived at the meeting at 2:05 p.m., and Councilmember Francisco arrived at 2:14 p.m.

PUBLIC COMMENT

Speakers: Clint Orr; Phil Walker; Steve Price; Tom Widroe, City Watch; Robert Johns; Ethan Shenkman; Michael Baker, United Boys & Girls Clubs; Geof Bard.

ITEM REMOVED FROM CONSENT CALENDAR

Councilmember Rowse stated he would abstain from voting on the following item due to a conflict of interest related to his ownership of a business within the boundaries of the subject assessment district.

6. Subject: Parking And Business Improvement Area Annual Assessment Report For Fiscal Year 2016 - Intention To Levy (550.10)

Recommendation: That Council:

- A. Approve the Parking and Business Improvement Area Annual Assessment Report 2016; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring Council's Intention to Levy Parking and Business Improvement Area Assessment Rates for the 2016 Fiscal Year at a Public Hearing to be Held on June 9, 2015, at 2:00 p.m.

Documents:

- May 12, 2015, report from the Public Works Director.
- Proposed resolution.

The title of the resolution was read.

Motion:

Councilmembers Murillo/White to approve the recommendations;
Resolution No. 15-035.

Vote:

Unanimous roll call vote (Abstentions: Councilmember Rowse).

CONSENT CALENDAR (Item Nos. 2 – 5 and 7 – 12)

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

Motion:

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

Vote:

Unanimous roll call vote.

2. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of April 28, 2015.

Action: Approved the recommendation.

3. Subject: Adoption Of Ordinance Amending Municipal Code Chapter 14.32 To Prohibit Private Water Well Construction On Properties Served By The City's Water System (540.10)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 14.32.040 of the Santa Barbara Municipal Code to Prohibit Private Well Construction on Properties Served by the City's Water Supply System and to Repeal Section 14.32.115 Pertaining to Emergencies.

Speakers:

Members of the Public: Tom Widroe, City Watch.

Action: Approved the recommendation; Ordinance No. 5693.

4. Subject: Introduction Of Ordinances For Proposal To Change The System For Assignment Of Mooring Permits In The East Beach Mooring Area From A Lottery System To A First-Come, First-Serve System (570.03)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 17.20.255.C of the Santa Barbara Municipal Code to Change the System for Assignment of Mooring Permits in the East Beach Mooring Area from a Lottery System to a First-Come, First-Serve System; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Rules and Regulations for Issuing Mooring Permits in the City of Santa Barbara Mooring Area, Setting Minimum Specifications for Installing, Inspecting and Repairing Such Moorings, and Repealing Resolution No. 12-014.

Action: Approved the recommendations; Resolution No. 15-033 (May 12, 2015, report from the Waterfront Director; proposed ordinance and resolution).

5. Subject: Resolution For Reservation Of Community Benefit Project Square Footage For Direct Relief (6100 Hollister Avenue) (640.09)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Reserving 30,000 Square Feet from the Community Benefit Category for the Direct Relief Project (6100 Hollister Avenue).

Action: Approved the recommendation; Resolution No. 15-034 (May 12, 2015, report from the Community Development Director; proposed resolution).

7. Subject: \$275,000 Loan To The Turner Foundation For Rehabilitation Of 1502-1522 San Pascual (Lighthouse Apartments) (660.04)

Recommendation: That Council:

- A. Approve a \$275,000 loan of the City's Socioeconomic Mitigation Program (SEMP) funds to the Turner Foundation to rehabilitate seven (7) low-income rental units at 1502-1522 San Pascual (Lighthouse Apartments); and
- B. Authorize the Community Development Director to execute such agreements and related documents, subject to approval as to form by the City Attorney, as necessary.

Speakers:

Members of the Public: Tom Widroe, City Watch.

Action: Approved the recommendations; Agreement No. 25,193 (May 12, 2015, report from the Community Development Director).

8. Subject: HOME Tenant-Based Rental Assistance Grants (660.04)

Recommendation: That Council:

- A. Allocate \$135,000 for a new Tenant-Based Rental Assistance subrecipient grant to Casa Esperanza using federal HOME Investment Partnership Program;
- B. Allocate a \$250,000 increase to the 2012 Tenant-Based Rental Assistance subrecipient Grant Agreement No. 24,153, as amended, provided to the Housing Authority of the City of Santa Barbara using HOME funds;
- C. Approve extending the Housing Authority Agreement's term one year to expire in 2018; and
- D. Authorize the Community Development Director to execute such agreements and related documents, subject to approval as to form by the City Attorney, as necessary.

Speakers:

Members of the Public: Tom Widroe, City Watch.

Action: Approved the recommendations; Agreement Nos. 25,194 and 24,153.2 (May 12, 2015, report from the Community Development Director).

9. Subject: Contract For Design Of The High School Wellhead Project (540.10)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Stantec Consulting Services, Inc., in the amount of \$88,730 for design services of the High School Wellhead Project, and authorize the Public Works Director to approve expenditures of up to \$8,873 for extra services of Stantec Consulting Services, Inc., that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 25,195 (May 12, 2015, report from the Public Works Director).

10. Subject: Parks And Recreation Fiscal Year 2015 Budget Adjustments Related To New Revenue, Grants And Donations (570.08)

Recommendation: That Council:

- A. Increase estimated revenues and appropriations by \$33,500 in the Parks and Recreation Fiscal Year 2015 General Fund budget to reflect increased program revenues and expense;
- B. Accept a contribution from the Parks and Recreation Community (PARC) Foundation in the amount of \$100,340 for Parks and Recreation programs, including Summer Fun Drop-in Recreation, Children's Fiesta Parade, and the Culinary Partnership Program; and
- C. Increase revenues and appropriations in the Fiscal Year 2015 Parks and Recreation Miscellaneous Grants Fund for Youth Activities Program by \$45,500 and the Miscellaneous Grants Fund for Neighborhood and Outreach Services by \$54,840.

Action: Approved the recommendations (May 12, 2015, report from the Parks and Recreation Director).

11. Subject: Resolution Adopting Stage Three Drought Regulations And Development Restrictions (540.05)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Water Use Regulations and Development Restrictions to be Effective During a Stage Three Drought Emergency.

Speakers:

Members of the Public: Tom Widroe, City Watch.

Action: Approved the recommendation; Resolution No. 15-036 (May 12, 2015, report from the Public Works Director; proposed resolution).

NOTICES

12. The City Clerk has on Thursday, May 7, 2015, 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.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dale Francisco reported that the Committee met to hear a staff report regarding proposed changes to Fiscal Year 2016 enterprise fund fees and funding requests from outside organizations. The Committee also received information about the status of the City's reserves and ways to increase them to policy levels.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ATTORNEY

13. **Subject: Recreational Vehicle Parking And Temporary Recreational Vehicle Ordinances (660.04)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, the following ordinances recommended by the Ordinance Committee:

- A. An Ordinance of the Council of the City of Santa Barbara to Amend Section 10.44.205 of the Santa Barbara Municipal Code Pertaining to the Parking of Recreational Vehicles and the Definition of "Excessive" Numbers of Such Vehicles; and
- B. An Ordinance of the Council of the City of Santa Barbara to Amend Sections 15.16.060 and 15.16.080 of the Santa Barbara Municipal Code to Delete Temporary Recreational Vehicles from the Prohibition on Sleeping, Human Habitation or Camping in Recreational Vehicles in Certain Areas.

Documents:

- May 12, 2015, report from the City Attorney.
- Proposed Ordinances.

The titles of the ordinances were read.

Speakers:

- Staff: City Attorney Ariel Calonne, Transportation Manager Browning Allen.
- Members of the Public: Tom Widroe, City Watch; Elizabeth Prescott; Robert Burke.

(Cont'd)

13. (Cont'd)

Motion:

Councilmembers Francisco/Hotchkiss to approve the recommendations.

Vote:

Majority voice vote (Noes: Councilmember Murillo).

14. Subject: Update Of The Council's Procedural Rules And Appointment Of An Ad Hoc Council Procedures Committee (120.02)

Recommendation: That Council appoint an Ad Hoc Council Procedures Committee and direct preparation of new Council Procedural Rules in conjunction with the City Attorney and City Clerk.

Documents:

May 12, 2015, report from the City Attorney.

Speakers:

Staff: City Attorney Ariel Calonne.

Motion:

Councilmembers Rowse/Murillo to approve the recommendation and appoint Councilmembers Hotchkiss, Murillo, and White to the Ad Hoc Council Procedures Committee.

Vote:

Unanimous voice vote.

PUBLIC WORKS DEPARTMENT

15. Subject: Annual Wastewater Collection System Report (540.13)

Recommendation: That Council receive a report from staff on the wastewater collection system maintenance and management activities.

Documents:

- May 12, 2015, report from the Public Works Director.
- Annual Exfiltration Abatement Program Plan, Annual Wastewater Collection System Report, and Sewer System Overflow Reduction Action Plan, all dated 2014.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Public Works Director Rebecca Bjork, Wastewater System Manager Christopher Toth, City Attorney Ariel Calonne.
- Santa Barbara Channelkeeper: Executive Director Kira Redmond.
- Members of the Public: Tom Becker.

(Cont'd)

15. (Cont'd)

Motion:

Councilmembers Murillo/Hart to direct Staff to meet with Santa Barbara Channelkeeper to discuss the City's Sewer System Overflow Reduction Action Plan.

Vote:

Majority voice vote (Noes: Councilmembers Francisco, Hotchkiss, Rowse).

16. Subject: Report On "Vision Zero" To Reduce Injuries And Fatalities To Zero On City Streets (530.01)

Recommendation: That the City Council receive a report to consider a potential City policy, known throughout the United States and Europe as "Vision Zero," that is intended to reduce traffic-related injuries and fatalities to zero.

Documents:

- May 12, 2015, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.
- May 12, 2015, letter from Cars Are Basic.

Speakers:

- Staff: Principal Transportation Planner Rob Dayton, Supervising Transportation Engineer Derrick Bailey, City Attorney Ariel Calonne.
- Members of the Public: Eric Schwartz; Catherine Mullin; Sam Franklin, Santa Barbara Bicycle Coalition; Phil Walker; Rebecca Waid, Coalition for Sustainable Transportation; Susan Horne; Christine Nelsen-Thuresson; Bonnie Raisin; Tom Becker; Alan Howard; Krista Munizich; Craig O'Neill; Robin Elander; Tom Jacobs, Safe Passage/Mission Heritage Trail Association; Eva Inbar; Ed France, Santa Barbara Bicycle Coalition; Alex Pujo; Barry Remis.

Motion:

Councilmembers Murillo/Hart to direct Staff to develop a Santa Barbara-specific Vision Zero policy, to be presented to Council for its consideration in early 2016 after the Bicycle Master Plan is complete.

Vote:

Majority voice vote (Noes: Councilmember Hotchkiss).

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Murillo reported on her attendance at the following meetings/events: 1) a meeting of the Council committee formed to discuss the updating of the City's Zoning Ordinance; 2) graduation ceremony for students of Santa Barbara City College's Transfer Achievement Program; and 3) Celebration of Tourism luncheon.
- Councilmember Rowse mentioned that his restaurant had hosted the "Tip A Cop" event, a benefit for Special Olympics.

RECESS

The Mayor recessed the meeting at 4:57 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 17. She stated that no reportable action is anticipated.

CLOSED SESSIONS

17. 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 Kristine Schmidt, Administrative Services Director, regarding negotiations with the Fire Management Association, Supervisors Association, and regarding salaries and fringe benefits for unrepresented management.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

Documents:

May 12, 2015, report from the Administrative Services Director.

Time:

4:58 p.m. – 5:07 p.m.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 5:07 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST:

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING May 13, 2015 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 3:00 p.m.

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Dale Francisco, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse (3:06), Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, Deputy City Clerk Deborah L. Applegate.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, May 7, 2015, 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.

PUBLIC HEARINGS

**Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017
(230.05)**

Recommendation: That Council hear presentations from the Airport, Waterfront, and Solid Waste Fund (Finance) Departments on their Fiscal Year 2016 Recommended Budgets as contained in the Proposed Two-Year Financial Plan for Fiscal Years 2016 and 2017.

Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017 (Cont'd)

Documents:

- May 13, 2015, report from the Acting City Administrator/Finance Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Airport Director Hazel Johns, Administrative Analyst Tom Bullers, Fire Chief Pat McElroy, Waterfront Director Scott Riedman, Waterfront Business Manager Brian Bosse, Harbor Operations Manager Mick Kronman, Environmental Services Director Matt Fore.

Discussion:

Airport Director Hazel Johns presented the Airport Department's overview and significant issues affecting the Budget. Administrative Analyst Tom Bullers presented the Department's operating fund long-term forecasts, proposed other fund budgets and key performance objectives. Waterfront Department Business Manager Brian Bosse presented a department overview, forecasted Waterfront Revenue and Expenditures for Fiscal Year 2016, budget program activities and highlights. Environmental Services Director Matt Fore gave an overview of the key responsibilities of the Environmental Services Department, the Solid Waste Fund Appropriations, revenues and key performance objectives for the department. Staff answered Councilmembers' questions.

Mayor Schneider left the meeting at 4:52 p.m. Mayor Pro Tempore Hart presiding.

By consensus, the hearing was continued to May 18, 2015, at 2:00 p.m.

ADJOURNMENT

Mayor Pro Tempore Hart adjourned the meeting at 5:14 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

ATTEST:

HELENE SCHNEIDER
MAYOR

DEBORAH L. APPLGATE
DEPUTY CITY CLERK

GREGG HART
MAYOR PRO TEMPORE HART



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING May 18, 2015 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:03 p.m.

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: Dale Francisco.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, Deputy City Clerk Susan Tschech.

PUBLIC COMMENT

Speakers: Howard Green.

NOTICES

The City Clerk has on Thursday, May 14, 2015, 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.

PUBLIC HEARINGS

**Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017
(230.05)**

Recommendation: That Council hear a presentation from the Public Works Department on their Fiscal Year 2016 Recommended Budget as contained in the Proposed Two-Year Financial Plan for Fiscal Years 2016 and 2017.

(Cont'd)

**Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017
(Cont'd)**

Documents:

- May 18, 2015, report from the Acting Assistant City Administrator/Finance Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Public Works Director Rebecca Bjork, Facilities and Energy Manager James Dewey, City Administrator Paul Casey, Assistant Public Works Director/City Engineer Pat Kelly, Fleet Manager Gary Horwald, Transportation Manager Browning Allen, Water Resources Manager Joshua Haggmark.
- Members of the Public: Jefferson Litten, Community Environmental Council; John Broberg; Bill Marks, Santa Barbara League of Women Voters.

Discussion:

Public Works Director Bjork briefly reviewed the department's structure, including the current number of employees and a request for an increase in the number of positions. She also outlined the functions of the Administration Division.

Facilities and Energy Manager Dewey described the programs of this division, with an emphasis on proposed capital projects to improve existing City facilities. He also explained the concept of Community Choice Aggregation (CCA), a program established by one or more local jurisdictions allowing consumers to choose the source of their electrical power. Mr. Litten of the Community Environmental Council also made a presentation regarding CCA.

Motion:

Councilmembers White/Hart to direct Staff to place on a future Council agenda recommendations for moving forward with Community Choice Aggregation in the City.

Vote:

Unanimous voice vote (Absent: Councilmember Francisco).

Discussion (Cont'd):

City Engineer Kelly outlined the five programs of the Engineering Division. Included were descriptions of major capital projects to be undertaken during the next fiscal year, how capital projects are "delivered" to the community, and the role of traffic engineering in the promotion of traffic safety and flow.

Fleet Manager Horwald detailed the responsibilities of the Fleet Management Division, including maintenance and repair of the City's fleet of motor vehicles, the infrastructure to refuel those vehicles, and the timely replacement of all vehicles. He also described a planned project to replace the City's in-ground diesel fuel tank.

(Cont'd)

**Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017
(Cont'd)**

Discussion (Cont'd):

Transportation Manager Allen reviewed the six programs of the Transportation Division, which include Transportation Planning, Alternative Transportation, Transportation/Drainage Systems Maintenance, Street Sweeping, Downtown Parking, and the Neighborhood Improvement Task Force. He described each program's functions. Some focus was directed to the Downtown Parking Program, which has a number of capital projects planned for Fiscal Year 2016.

Water Resources Manager Haggmark presented an overview of the programs within two major funds, Wastewater and Water; he also provided comparisons of the rates charged by the City for both wastewater and water services with those of other jurisdictions.

Councilmembers' questions regarding the Public Works Department's budget were answered.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:34 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING May 20, 2015 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Councilmember Randy Rowse called the meeting to order at 2:16 p.m.

PLEDGE OF ALLEGIANCE

Councilmember Rowse.

ROLL CALL

Councilmembers present: Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White.
Councilmembers absent: Dale Francisco, Gregg Hart, Mayor Helene Schneider.
Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, City Clerk Services Manager Gwen Peirce.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, May 14, 2015, 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.

PUBLIC HEARINGS

Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017 (230.05)

Recommendation: That Council hear a presentation from the Fire Department and the Police Department on their Fiscal Year 2016 Recommended Budgets as contained in the Proposed Two-Year Financial Plan for Fiscal Years 2016 and 2017.

(Cont'd)

Subject: Proposed Two-Year Financial Plan For Fiscal Years 2016 And 2017 (Cont'd)

Documents:

- May 20, 2015, report from the Finance Director/Acting Assistant City Administrator.
- PowerPoint presentations prepared and made by Staff.

Speakers:

Staff: Fire Chief Patrick McElroy, Finance Director/Acting Assistant City Administrator Bob Samario, Fire Department Administrative Services Manager Ron Liechti, Police Chief Camerino Sanchez, Captain Gil Torres, Deputy Police Chief Frank Mannix, Captain William Marazita, Captain Alex Altavilla.

Mayor Schneider arrived at the meeting at 2:21 p.m.

Discussion:

Fire Chief McElroy presented an overview of the Fire Department's organizational chart and staffing. Administrative Services Manager Liechti provided the Fire Department's Budget overview, including summary of budget by fund, appropriations and revenues. Chief McElroy explained the Department's key initiatives and capital improvement projects, including training resources and a new Fire Station 7 building. Chief McElroy spoke regarding staffing requests for Airport Rescue and Firefighting and Public Education Coordinator.

Police Chief Sanchez introduced the new Community Service Officers. Chief Sanchez spoke regarding the Police Department's organizational chart and staffing levels. Deputy Police Chief Mannix presented an overview of the Police Department's call volume, response times and crime trends. Deputy Chief Mannix provided the Police Department's General Fund overview, including revenues, expenditures and staffing information. Captain Torres presented an update on recruitment and hiring, the body camera pilot program and facility projects. Captain Marazita provided an update on the Community Service Officer program and other Patrol Division highlights. Captain Altavilla presented the performance highlights of the Investigative Division. Staff answered Councilmembers' questions.

By consensus, the public hearing was continued to June 1, 2015, at 2:00 p.m.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 3:59 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST:

GWEN PEIRCE, CMC
CITY CLERK SERVICES MANAGER



**CITY OF SANTA BARBARA
CITY COUNCIL MINUTES**

**REGULAR MEETING
May 26, 2015
COUNCIL CHAMBER, 735 ANACAPA STREET**

The regular meeting of the City Council, scheduled for 2:00 p.m. on May 26, 2015, was cancelled by the Council on November 18, 2014.

The next regular meeting of the City Council is scheduled for June 2, 2015, at 2:00 p.m. in the Council Chamber.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
DEBORAH L. APPLGATE
DEPUTY CITY CLERK

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SANTA BARBARA TO AMEND SECTION 10.44.205 OF
THE SANTA BARBARA MUNICIPAL CODE PERTAINING
TO THE PARKING OF RECREATIONAL VEHICLES AND
THE DEFINITION OF “EXCESSIVE” NUMBERS OF SUCH
VEHICLES**

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS
FOLLOWS:

SECTION 1. Section 10.44.205 of Chapter 10.44 of Title 10 of the Santa
Barbara Municipal Code is amended to read as follows:

**10.44.205 Public Works Director Authority to Regulate Parking of Recreational
Vehicles.**

A. RECREATIONAL VEHICLES. For the purposes of this section, the term
“Recreational Vehicle” shall be as defined in Section 18010 of the state Health and
Safety Code, as it is presently enacted or hereafter amended. 248 rev. 6/30/09

B. AUTHORITY OF PUBLIC WORKS DIRECTOR – PARKING OF
RECREATIONAL VEHICLES. In accordance with the authority provided by state
Vehicle Code Section 22507, the Public Works Director, upon the advice of the Chief of
Police, may designate those streets or portions of streets (including specific block faces)
within the City where it is necessary to prohibit or restrict the stopping, standing, or
parking of Recreational Vehicles in order to decrease parking by an Excessive number
of such vehicles and to provide for the public health and safety, provided that the streets
or street block faces so designated are located within five hundred (500) feet of at least
one of the following land uses:

1. any School or Educational Institution, provided further that the Public Works Director shall post all of the streets or portions of streets in the City within five hundred (500) feet of any School or Educational Institution to prohibit stopping, standing or parking a Recreational Vehicle;

2. any Child Care Center, Family Day Care Home, or Group Home;

3. any park, public library, or museum open to the public;

4. any community center or social service center, public or private;

5. any City or nonprofit recreational facility;

6. any Community Care Facility, Skilled Nursing Facility, health care facility, or hospital;

7. any homeless shelter;

8. any church or other religious facility;

9. any designated safe route to schools.

C. NOTICE OF RESTRICTIONS. When signed or marked in accordance with state Vehicle Code requirements, no person shall stop, stand, or park a Recreational Vehicle in or on any street, portion of street or block face so designated generally (where designated) or in violation of any hourly restrictions so signed or marked.

D. MEASUREMENT OF DISTANCE. For the purposes of this Section, distance shall be measured in a straight line, without regard to intervening structures or objects, and shall be based on property lines or street right-of-way lines.

E. DEFINITIONS. Capitalized terms used herein shall be construed and applied as defined by Title 28 of the Santa Barbara Municipal Code. The term “Excessive” shall mean two or more vehicles.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA TO AMEND SECTIONS 15.16.060 AND 15.16.080 OF THE SANTA BARBARA MUNICIPAL CODE TO DELETE TEMPORARY RECREATIONAL VEHICLES FROM THE PROHIBITION ON SLEEPING, HUMAN HABITATION OR CAMPING IN RECREATIONAL VEHICLES IN CERTAIN AREAS

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 15.16.060 of Chapter 15.16 of Title 15 of the Santa Barbara Municipal Code is amended to read as follows: Recreational Vehicles and Camping in Public Areas - Definitions.

For the purpose of Section 15.16.060 through 15.16.100 inclusive, the following words and terms are defined as follows:

- A. BOAT TRAILER. A vehicle used to convey a boat;
- B. CAMP. The use of camping facilities such as tents, tarpaulins or temporary shelters, the use of non-City designated cooking facilities and similar equipment or the use of cots, beds or hammocks. "Camping" shall not include merely sleeping outside or the use of a sleeping bag, bedroll, or mat, and no more personal possessions than can reasonably be carried by an individual.
- C. PUBLIC STREET. Includes streets, roads, highways, alleys, sidewalks, parkways, bridges, culverts, drains and all other facilities and areas necessary for the construction, improvement and maintenance of streets and roads.
- D. RECREATIONAL VEHICLE. Shall have the definition set forth in Section 28.04.555 of this Code.

SECTION 2. Section 15.16.080 of Chapter 15.16 of Title 15 of the Santa Barbara Municipal Code is amended to read as follows:

15.16.080. Recreational Vehicles - Unlawful Areas to Use.

It is unlawful for any person to use any recreational vehicle for sleeping, human habitation or camping purposes in any of the following areas except as otherwise provided for:

- A. Any public park.
- B. Any public street.
- C. Any public parking lot or public area, improved or unimproved.
- D. Any public beach.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING THE MUNICIPAL CODE BY AMENDING SECTION 17.20.255 C OF CHAPTER 17.20 OF TITLE 17 PERTAINING TO THE SANTA BARBARA MOORING AREA IN THE WATERFRONT.

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 17.20.255 C of Chapter 17.20 of Title 17 of the Santa Barbara Municipal Code is amended to read as follows:

17.20.255 Santa Barbara Mooring Area.

C. SANTA BARBARA MOORING AREA USE AND REGULATIONS.

1. **Use of Mooring Sites.** The Santa Barbara Mooring Area is divided into separate designated Mooring Sites. Mooring Sites shall be used only for the Mooring of Operable vessels and Dinghies by vessel owners who have been issued a Mooring Permit by the Waterfront Director. Mooring Sites shall not be used for commercial purposes without the express permission of the Waterfront Director. Mooring Permittees shall at all times use the Mooring Site in compliance with the Mooring Permit, Minimum Ground Tackle Specifications, this Chapter, and all local, state and federal rules. Failure to comply with all rules and regulations shall be cause for termination of a Mooring Permit.

2. Mooring Permit Administration.

a. Mooring Permits may be issued by the Waterfront Director in accordance with the Mooring Permit Rules and Regulations adopted by Resolution of the City Council of the City of Santa Barbara.

b. Special Activity Mooring Permits may be issued by the Waterfront Director.

c. Mooring Permit, Term. A Mooring Permit shall be issued for a period of one year and may be renewed annually thereafter by the Waterfront Director.

d. A Mooring Permittee shall hold no more than one permit. No person shall at any time be issued or hold more than one Mooring Permit.

e. Slip Permittees Not Eligible for Mooring Permits. Slip Permittees in Santa Barbara Harbor are not eligible for assignment of Mooring Permits in the Santa Barbara Mooring Area, and Mooring Permittees in Santa Barbara Mooring Area are not eligible for Slip Permits in Santa Barbara Harbor either through assignment or transfer, unless one of the permits is relinquished prior to issuance of the other permit.

f. Transfer of Permit. Mooring Permits are not transferable or inheritable.

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g. Rental of Mooring Sites Prohibited. It shall be unlawful for any person issued a Mooring Permit to rent or lease (whether or not for compensation paid or other value), sublease or loan a Mooring Site to any other person or entity.

3. Termination of Mooring Permit. Mooring Permits may be terminated either by the Waterfront Director or the Mooring Permittee as provided in the Mooring Permit Rules and Regulations. Upon termination of the Mooring Permit, the vessel and Mooring shall be removed from the Santa Barbara Mooring Area in accordance with the Mooring Permit Rules and Regulations.

4. Failure to Timely Remove a Vessel or Mooring from the Santa Barbara Mooring Area. If the Mooring is not removed within the time provided for such removal in the Mooring Permit Rules and Regulations, title to the Mooring shall vest in the City. The City may, thereafter, remove and sell or dispose of the Mooring and recover the removal, storage or disposal costs from the Mooring Permittee. If the Mooring Permittee fails to pay such cost, the Waterfront Director may collect such costs in any court of competent jurisdiction or may recover any costs from the proceeds of sale of the Mooring. Vessels not removed from the Mooring Site within the time provided in the Mooring Permit Rules and Regulations shall be impounded by the City and subject to storage fees, disposal or lien sale proceedings as provided by law.

5. Appeal of Mooring Permit Termination. If the Waterfront Director terminates a Mooring Permit, the mooring permittee may request a waiver of the termination from the Waterfront Director. To request a waiver, the mooring permittee must file a written request setting forth the grounds upon which the waiver is requested with the Waterfront Director within ten (10) days of the date of termination under Section D 1 or D 2 of the Rules and Regulations of Mooring Permits. If the Waterfront Director denies the waiver, the Mooring permittee may appeal the Waterfront Director's decision to the Harbor Commission. The appeal shall be filed in writing with the City Clerk within ten (10) days of the date of the Waterfront Director's decision on the waiver. The Harbor Commission's decision on the appeal shall be final. If no waiver request is filed, the mooring permittee may appeal the termination to the Harbor Commission. The mooring permittee shall file a written appeal setting forth the grounds upon which the appeal is based with the City Clerk within ten (10) days of the date of termination under Section D 1 or D 2 of the Rules and Regulations of Mooring Permits.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF
THE CITY OF SANTA BARBARA
AMENDING CHAPTER 10.12 OF THE
MUNICIPAL CODE BY AMENDING
SECTION 10.12.170, DISPLAYING OF
UNAUTHORIZED SIGNS PROHIBITED –
NUISANCE

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN
AS FOLLOWS:

SECTION 1. Section 10.12.170 of the Santa Barbara Municipal Code is amended to
read as follows:

10.12.170 Displaying of Unauthorized Signs Prohibited - Nuisance.

It shall be unlawful for any person to place or maintain or display any device,
other than an official warning or directional sign, or sign erected under competent
authority, upon or in view of a street, which purports to be or is an imitation of or
resembles an official warning or directional sign or signal or which attempts to direct
or regulate movement of traffic, parking, or the acts of operators. Any such device
shall be a public nuisance and subject to penalty under Chapter 1.25 and 1.28 of the
Santa Barbara Municipal Code. The Chief of Police may remove or cause to be
removed any display, sign, or device deemed to be an immediate traffic hazard
without notice.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF
THE CITY OF SANTA BARBARA
AMENDING CHAPTER 10.48 OF THE
MUNICIPAL CODE BY AMENDING
SECTION 10.48.090, BUS ZONES TO BE
ESTABLISHED

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS
FOLLOWS:

SECTION 1. Section 10.48.090 of the Santa Barbara Municipal Code is
amended to read as follows:

10.48.090 Bus Zones to be Established.

A. Transportation Engineer. The Transportation Engineer is authorized to establish bus loading zones adjacent to the curb for the purpose of loading and unloading of buses and bus layover zones for the purpose of parking standby buses. The Transportation Engineer is further authorized to determine the location and dimensions of such zones.

B. Definition. The word "bus" as used in this section means a vehicle operated by the Metropolitan Transit District. The words "tour bus" means a bus defined as a tour bus by the California Vehicle Code.

C. Dimensions. No bus loading zone shall exceed sixty feet (60') in length except that when satisfactory evidence has been presented to the Transportation Engineer showing the necessity therefore.

D. Bus Loading Zone - Marking. Bus loading zones shall be marked to indicate that they have been so designated. The Transportation Engineer shall approve the method of marking such zones with a sign or a red curb with letters stenciled in white.

E. Bus Layover Zones - Marking. The Transportation Engineer shall mark bus layover zones by a sign which gives notice that stopping, standing or parking of vehicles is not permitted except for buses.

F. Prohibition. No person shall stop, stand or park any vehicle except a bus in a bus loading zone or bus layover zone.

G. School Bus Zones. Notwithstanding the other provisions in this section, the Transportation Engineer may designate certain bus loading zones as "school bus zones" and further designate certain hours of the day on certain days of the week during which no person shall stop, stand, or park any vehicle except a school bus in said zone. Said restrictions shall be posted on a sign in

a manner easily visible to motorists. At all other times, persons may stop, stand, or park any vehicle in said zone. (Ord. 4080, 1980; Ord. 3688, 1974.)

H. Tour Bus Loading Zones. Notwithstanding the other provisions in this section, the Transportation Engineer may designate certain curb areas as “tour bus loading zones” for the parking or loading and unloading of passengers, and further designate time limits and certain hours of the day on certain days of the week during which no person shall stop, stand, or park any vehicle except a tour bus in said zone. Said restrictions shall be posted on a sign in a manner easily visible to motorists. At all other times, persons may stop, stand, or park any vehicle in said zone.

I. Permits to Use Bus Loading and Layover Zones. The Public Works Director is authorized to issue permits for the use of bus loading and layover zones for the purposes for active loading and unloading of passengers to buses other than those operated by the Metropolitan Transit District. The permit applicant must demonstrate that it will not impede operations of the Metropolitan Transit District’s use of the bus loading or layover zones.

J. Revocation of Bus Loading and Layover Zone Permit. If it is determined by the Public Works Director that a permittee’s use of a bus loading zone or bus layover is negatively impacting the Metropolitan Transit District’s ability to safely and timely unload passengers, the Public Works Director will cause to be sent a written Notice of Intent to Revoke to the permittee via certified mail. A permittee may request reconsideration of the Notice of Intent to Revoke in writing to the Public Works Director within ten (10) business days of the date of the Notice of Intent to Revoke. The request for reconsideration shall set forth all relevant evidence showing that the permittee’s use of the bus loading or layover zone does not negatively impact the Metropolitan Transit District’s ability to safely and timely unload passengers. The Public Works Director, or his or her designee, shall issue a written Notice of Decision within ten (10) business days of the date of the request for reconsideration. The Notice of Decision shall be sent to the permittee via certified mail and will be deemed final and effective as of the date of the Notice of Decision. Appeal of the Notice of Decision may be brought pursuant to Santa Barbara Municipal Code Chapter 1.30. If a request for reconsideration is not received within ten (10) days of the date of the Notice of Intent to Revoke, the permit shall be deemed revoked on the eleventh day following the date of the Notice of Intent to Revoke.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE
CITY OF SANTA BARBARA AMENDING
CHAPTER 10.48 OF THE MUNICIPAL CODE
BY AMENDING SECTION 10.48.040, CURB
MARKINGS TO INDICATE PARKING
REGULATIONS – AUTHORITY OF THE
TRANSPORTATION ENGINEER

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN
AS FOLLOWS:

SECTION 1. Chapter 10.48 of the Santa Barbara Municipal Code is revised to
read as follows:

10.48.040 Curb Markings to Indicate Parking Regulations - Authority of
Transportation Engineer.

A. The Transportation Engineer is authorized subject to the provisions and
limitations of this title, to place, and when required shall place, the following curb
markings to indicate parking or standing regulations, and the curb markings shall
have the meanings as herein set forth:

1. Red means no stopping, standing or parking at any time except as
permitted by the Vehicle Code, and except that a bus may stop in a red zone
marked or signed as a bus loading zone.

2. Yellow means no stopping, standing or parking at any time between
seven a.m. (7:00 a.m.) and six p.m. (6:00 p.m.) of any day except Sunday,
unless otherwise indicated by posted signage, for any purpose other than the
loading or unloading of passengers or freight, providing that the loading or
unloading of passengers or the loading or unloading of freight shall not extend
beyond the time necessary therefore and in no event exceed the time limits as
follows:

a. Commercial vehicles, stopping, standing or parking in any yellow
zone for the purpose of loading and unloading freight shall be limited to thirty
(30) minutes, and during such time no person shall leave any such commercial
vehicle unattended for longer than ten (10) minutes.

b. Noncommercial vehicles stopping, standing or parking in any
yellow zone shall be limited to three (3) minutes, and during such time no person
shall leave any such vehicle unattended.

c. For the purposes of this Section 10.48.040(A)(2), "Freight" is
defined as goods ordinarily transported by common carrier.

3. White means no stopping, standing or parking for any purpose other than loading or unloading of passengers which shall not exceed three (3) minutes, or the depositing of mail or books in an adjacent designated container. Such restrictions shall apply twenty-four hours a day, seven days a week, unless otherwise indicated by curb markings or posted signs.

4. Green means no standing or parking for longer than fifteen (15) minutes at any time between nine a.m. (9:00 a.m.) and six p.m. (6:00 p.m.) of any day except Sunday, unless otherwise indicated by posted signage.

5. Blue means no stopping, standing or parking at any time except for those physically handicapped persons whose vehicles display a distinguishing license plate or placard issued to disabled persons pursuant to the Vehicle Code.

- B. When the Transportation Engineer as authorized under this chapter has caused curb markings to be placed, no person shall stop, stand or park a vehicle adjacent to any such legible curb marking in violation of any of the provisions of this section.
- C. Any person parking adjacent to blue curb markings without displaying a distinguishing license plate or placard issued to disabled persons pursuant to the Vehicle Code shall be punished by a fine of not less than twenty-five dollars (\$25.00). (Ord. 5353, 2005; Ord. 4842, 1993; Ord. 4080, 1980; Ord. 3913, 1977; Ord. 3483, 1971; Ord. 3465, 1971; Ord. 2713 §1(part), 1959; prior Code §31.83.)

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING CHAPTER 1.20 OF TITLE 1 OF THE SANTA BARBARA MUNICIPAL CODE BY ADDING AND ADOPTING SECTION 1.20.060, ESTABLISHING THE CITATION AUTHORITY OF THE COMMUNITY SERVICE OFFICER CLASSIFICATION.

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Chapter 1.20 of Title 1 of the Santa Barbara Municipal Code by adding and adopting Section 1.20.060 which reads as follows:

1.20.060 Community Service Officer

The City may establish a Community Service Officer classification pursuant to Santa Barbara Municipal Code section 3.04.040. The Community Service Officer is authorized pursuant to California Penal Code section 836.5, and by this section, to issue a criminal citation provided that the employee has first completed an introductory course of training prescribed by the Commission on Peace Officer Standards and Training pursuant to Penal Code section 832. The Community Service Officer shall be required to wear a distinctive uniform, as prescribed by the Chief of Police. The Community Service Officer is designated as an employee who has the duty to enforce the Santa Barbara Municipal Code and issue a criminal citation to a person, without warrant, whenever such employee has reasonable cause to believe that the person has committed a misdemeanor or an infraction in the presence of the employee.

SECTION 2. CEQA. This ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Section 15060(c)(2) of the CEQA Guidelines (Title 14, Chapter 3 of the California Code of Regulations) because the activity will not result in a direct or reasonable foreseeable indirect physical change in the environment, and Section 15060(c)(3) because the activity is not a project as defined in Section 15378 of the CEQA Guidelines because it has no potential for resulting in physical change to the environment, directly or indirectly.

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA DENYING THE APPEAL AND UPHOLDING THE DECISION OF THE SINGLE FAMILY DESIGN BOARD TO GRANT PROJECT DESIGN APPROVAL AND FINAL APPROVAL FOR A PROPOSED SINGLE FAMILY RESIDENCE AT 2405 STATE STREET

WHEREAS, Dan Underwood applied for a new single-family residence to be located at 2405 State Street, a 7,500 square foot vacant lot located within the City of Santa Barbara.

WHEREAS, the project received its initial concept review by the Single Family Design Board (SFDB) on September 22, 2014 at which time the SFDB reviewed the proposal and indicated that the architecture was pleasing. The SFDB also requested additional information about the streetscape, adjacent homes in the neighborhood, and requested the placement of story poles on the vacant lot.

WHEREAS, the SFDB again reviewed the project on October 6, 2014. During this hearing the appellant, Jim Arnesen, raised concerns with the placement of the garage and driveway and the potential loss of privacy in his adjacent residence to the south of the project. The SFDB asked the architect to study flipping the orientation of the second story floor plan to move some of the mass to the north, study the roof design to possibly add dormer windows, and to reduce the second story plate height from 9 feet to 8 feet.

WHEREAS, on October 20, 2014, the project returned to the SFDB with some of the SFDB's requested design changes incorporated into a revised design. The proposed height of the residence had been reduced two feet and the massing of the second story had been shifted to the north, away from the appellants' residence. While the appellant continued to argue for a garage placed at the rear of the lot, the SFDB indicated a preference for the garage location at the front of the lot.

WHEREAS, the project received its final review before the Single Family Design Board on February 23, 2015. As presented to the Single Family Design Board, the project consisted of a 2,101 square foot two-story, single-family residence, with an attached 505 square foot two-car garage. The Single Family Design Board voted 3/0/2 (Zink and Wollery abstaining) to grant Project Design Approval and Final Approval with conditions finding that the Neighborhood Preservation Ordinance criteria were met with the following comments:

1. The Board appreciates the applicant's efforts.

2. The Board had positive comments regarding the project's consistency and appearance, neighborhood compatibility, and the quality of the architecture and materials.

3. The Board conditioned their approval on the project landscape plan including a grouping of three hymenosporum flavum consisting of two 15 gallon specimens and one 24-inch box specimen and the chimney shall be clad with stucco or stone.

WHEREAS, on March 4, 2015, Jim and Debbie Arnesen, adjacent neighbors to the project living at 2401 State Street, timely filed an appeal regarding the Single Family Design Board decision to grant Project Design Approval and Final Approval. The Arnesens' letter enumerated the following grounds for their appeal:

1. The design of the proposed residence is not consistent with the Single Family Residence Design Guidelines.

2. The proposed residence is out of character with the neighborhood, incompatible with the neighboring property at 2401 State Street, and runs counter to what is suggested in the guidelines including the items listed below:

a. For new construction, garages should not be the predominant feature of the front elevation.

b. Minimize grading both underneath the main building footprint and on the entire site. Only rarely do projects need to approach 500 cubic yards of grading, not including grading under the building footprint, to achieve reasonable development of the property.

c. Avoid crowding or overwhelming neighboring residences.

d. Avoid a "vertical canyon effect" between homes. The space between a proposed two-story home adjacent to a one-story home is important. Space between homes should increase as wall height increases. Consider setbacks greater than those required by the Municipal Code to avoid bulky structures.

e. Set taller portions of structures further away from lot lines to reduce the appearance of height.

f. Structures should be sited such that they do not block light and views for other existing homes.

g. Locate areas that require more privacy away from neighbors. Avoid placing windows in locations that would look into adjacent windows.

WHEREAS, on April 20, 2015, the City Council conducted a duly noticed site visit during which it conducted an inquiry into the physical aspects of the issues presented on appeal; and

WHEREAS, on April 21, 2015, the City Council conducted a duly noticed public hearing on the appeal. The project design presented to the City Council on appeal was the project design approved by the Single Family Design Board on February 23, 2015. The appeal hearing included the following evidence relied upon by the Council:

1. A detailed written report and staff presentation, including a City staff report discussing the appeal issues, and a PowerPoint presentation on the appeal issues – both of which are incorporated by reference into this Resolution (along with the entire record of proceedings).
2. A presentation by attorney Susan Basham, land use planner Christopher Price, and the appellants detailing the grounds of appeals.
3. A presentation by Dan Underwood and his architect, Bill Wolf, which is part of the record in this case and was fully considered by the City Council in making its decision on this appeal.
4. Comment from Brian Miller, Vice-Chair of the Single Family Design Board explaining the Board's perspective on the Project design and the appeal issues.

WHEREAS, after consideration of all of the evidence presented (both written and oral), as well as the public testimony received, and after deliberation by the Council members, the City Council voted to direct the preparation of written findings which, consistent with the oral findings made by Council, would deny the appeal of the Project and to uphold the decision of the Single Family Design Board.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The foregoing recitals are true and correct and are incorporated into these findings.

SECTION 2. All written, graphic and oral materials and information submitted to the Single Family Design Board and the City Council by City staff, the public and the parties are hereby accepted as part of the record of proceedings. The facts and findings in the April 21, 2015 Council Agenda Report are incorporated into this Resolution and determined to be true.

SECTION 3. With respect to alleged incompatibility of the project with its neighborhood, using the criteria set forth in Evidence Code section 780, and in particular subsection (f), the Council finds that the appellants were not credible.

SECTION 4. The Council carefully reviewed the evidence it obtained during the site visit and public hearing and finds and determines as follows:

A. Neighborhood Preservation Findings. The Council makes the following findings pursuant to the Neighborhood Preservation Ordinance, Santa Barbara Municipal Code section 22.69.050 A. 1-7:

Consistency and Appearance. The proposed development is consistent with the scenic character of the City and will enhance the appearance of the neighborhood. The project site is located within a neighborhood of varying architectural styles. The proposed architecture and size of the proposed residence is consistent with the neighborhood. While the front-facing garage of the proposed residence does not comply with the Single Family Residence Design Guideline recommendation, the proposed location of the garage enables more landscaping on the property and reduces the amount of impervious surfaces on the property. The majority of the Council felt the benefits of the forward-facing garage outweighed any negative aesthetic impacts of the proposed design.

Compatibility. The proposed single family residence is compatible with the neighborhood, and its size, bulk, and scale are appropriate to the site and neighborhood. The majority of the Council felt that the applicant had appropriately addressed the size and massing of the proposed residence as requested by the Single Family Design Board. The majority of the Council acknowledges that almost any residence proposed on the project site will result in impacts to the privacy and livability of the appellants' property.

Quality Architecture and Materials. The proposed building is designed with quality architectural details and quality materials.

Trees. The proposed project does not include the removal of or significantly impact any designated Specimen Tree, Historic Tree or Landmark Tree. While the project will remove much of the vegetation on the project site, the proposed landscape plan which includes replacement trees was complemented and a majority of the Council appreciated the reduction of hardscape enabled by the forward-facing garage.

Health, Safety, and Welfare. The public health, safety, and welfare are appropriately protected and preserved in that the neighborhood will be enhanced in value and design by the proposed development.

Good Neighbor Guidelines. While acknowledging the inevitable impacts to privacy for the appellants, a majority of the Council finds the project to comply with the Good Neighbor Guidelines regarding privacy, landscaping, noise and lighting. Important to this finding was the applicants' redesign of the second story stepping away from the southern property line in order to reduce the canyon effect for their neighbors to the south.

Public Views. The development will not affect public views. The property has been densely vegetated blocking any views across the property from public vantage points. The placement of a residence on this lot will have little, if any, effect on public views.

B. All summaries of information in the findings in this Resolution are based upon substantial evidence in the record. The absence of any particular fact from any summary contained in a finding does not indicate that a particular finding is not based upon that fact. All evidence in the record shall be considered when interpreting the findings.

C. California Environmental Quality Act Determination. The project involves the construction of a single family residence within an existing single family zone. The development of a residence on this existing vacant parcel is consistent with the policies of the City's 2011 General Plan Update for which an Environmental Impact Report was certified. City staff examined the proposed residence and determined there are no project-specific significant effects that are peculiar to this project. Therefore, pursuant to State CEQA Guidelines section 15183, the Council determines that no further environmental review is necessary and no unusual circumstances are presented by the location or nature of the project because of the careful design.

SECTION 5. The City Council hereby approves the Project as depicted on the set of architectural plans and landscape plans received by the Community Development Department on January 28, 2015, as presented to the City Council on April 21, 2015.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Administrative Services Division, Police Department

SUBJECT: Records Destruction For Police Department

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 Police Department.

DISCUSSION:

The City Council adopted Resolution No. 14-006 on February 11, 2014, approving the City of Santa Barbara Records Management Policies and Procedures Manual. The Manual contains the records retention and disposition schedules for all City departments. The schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice.

Pursuant to the Manual, the Police Chief submitted a request for records destruction to the City Clerk Services Manager to obtain written consent from the City Attorney. The City Clerk Services Manager agreed that the list of records proposed for destruction conformed to the retention and disposition schedules. The City Attorney has consented in writing to the destruction of the proposed records.

The Police Chief requests the City Council to approve the destruction of the Police Department records listed on Exhibit A of the proposed Resolution, without retaining a copy.

SUSTAINABILITY IMPACT:

Under the City's Sustainable Santa Barbara Program, one of the City's goals is to increase recycling efforts and divert waste from landfills. The Citywide Records Management Program outlines that records approved for destruction be recycled, reducing paper waste.

Council Agenda Report
Records Destruction For Police Department
June 2, 2015
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PREPARED BY: Lieutenant Todd Stoney, Police Administrative Services/LSP

SUBMITTED BY: Camerino Sanchez, Chief of Police

APPROVED BY: City Administrator's Office

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SANTA BARBARA RELATING TO THE DESTRUCTION OF
RECORDS HELD BY THE POLICE DEPARTMENT

WHEREAS, the City Council adopted Resolution No. 14-006 on February 11, 2014, approving the City of Santa Barbara Records Management Policies and Procedures Manual;

WHEREAS, the City of Santa Barbara Records Management Policies and Procedures Manual contains the records retention and disposition schedules for all City departments. The records retention and disposition schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice;

WHEREAS, Government Code section 34090 provides that, with the approval of the City Council and the written consent of the City Attorney, the head of a City department may destroy certain city records, documents, instruments, books or papers under the Department Head's charge, without making a copy, if the records are no longer needed;

WHEREAS, the Chief of Police submitted a request for the destruction of records held by the Police Department to the City Clerk Services Manager to obtain written consent from the City Attorney. A list of the records, documents, instruments, books or papers proposed for destruction is attached hereto as Exhibit A and shall hereafter be referred to collectively as the "Records";

WHEREAS, the Records do not include any records affecting title to real property or liens upon real property, court records, records required to be kept by statute, records less than two years old, video or audio recordings that are evidence in any claim or pending litigation, or the minutes, ordinances or resolutions of the City Council or any City board or commission;

WHEREAS, the City Clerk Services Manager agrees that the proposed destruction conforms to the City's retention and disposition schedules;

WHEREAS, the City Attorney consents to the destruction of the Records; and

WHEREAS, the City Council of the City of Santa Barbara finds and determines that the Records are no longer required and may be destroyed.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA that the Chief of Police, or his designated representative, is authorized and directed to destroy the Records without retaining a copy.

POLICE DEPARTMENT

<u>Records Series</u>	<u>Date(s)</u>
Alarm Ordinance Files	2007 and earlier
Permit Files	
Taxicab and Pedicab Driver Permits	2012 and earlier
Taxicab Company Permits	2011 and earlier
Massage Permits	2011 and earlier
Fire and Police Commission Files	2012 and earlier
Internal Affairs Files	
Public Complaints	2009 and earlier
Administrative Complaints	2012 and earlier
Case Files	
Misdemeanor Case Files	2009 and earlier
Intelligence Files	2009 and earlier
Special Investigation Fund Forms	6/2008 and earlier
Parking Statistics	6/2012 and earlier
Daily Work Schedules	2012 and earlier
Abandoned Vehicle Reports	6/2013 and earlier
Criminal History Request Files	2012 and earlier
DUI Intoxylizer Results	2012 and earlier
Pawn Files	
Files for items other than concealable firearms	2011 and earlier
Tickets	
Tickets that result in court cases	All years not in case files
Tickets that do not result in court cases	6/2013 and earlier
Towed Vehicle Files – Private Property	6/2013 and earlier
Advanced Fund Bank Reconciliations	2012 and earlier

EXHIBIT A

Asset Forfeiture Financial Files	2012 and earlier
Credit Card Transaction Receipts at Parking Counter	6/2013 and earlier
Financial Files for Extraditions	2007 and earlier
Personnel Background Files (Former)	6/1990 and earlier
Personnel Background Files (Unsuccessful)	6/2010 and earlier
Refunds	6/2008 and earlier
Reserve Personnel Files	6/1990 and earlier
Tickets on Review	6/2013 and earlier
Towed Vehicle Files ("Form 180")	6/2013 and earlier
Traffic Safety Grant Documents	2009 and earlier
Job Applicant Interview Materials	6/2013 and earlier
Correspondence	6/2013 and earlier
Credit Card Transaction Records	12/2013 and earlier
Reading or Chronological Files	6/2013 and earlier
Travel Expense Records	2007 and earlier



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Records Destruction For City Administrator's Office

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 City Administrator's Office.

DISCUSSION:

The City Council adopted Resolution No. 14-006 on February 11, 2014, approving the City of Santa Barbara Records Management Policies and Procedures Manual. The Manual contains the records retention and disposition schedules for all City departments. The schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice.

Pursuant to the Manual, the City Administrator submitted a request for records destruction to the City Clerk Services Manager to obtain written consent from the City Attorney. The City Clerk Services Manager agreed that the list of records proposed for destruction conformed to the retention and disposition schedules. The City Attorney has consented in writing to the destruction of the proposed records.

The City Administrator requests the City Council to approve the destruction of the City Administrator's Office records listed on Exhibit A of the proposed Resolution, without retaining a copy.

SUSTAINABILITY IMPACT:

Under the City's Sustainable Santa Barbara Program, one of the City's goals is to increase recycling efforts and divert waste from landfills. The Citywide Records

Management Program outlines that records approved for destruction be recycled, reducing paper waste.

PREPARED BY: Jennifer Jennings, City Administrator's Office Supervisor

SUBMITTED BY: Paul Casey, City Administrator

APPROVED BY: City Administrator's Office

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SANTA BARBARA RELATING TO THE DESTRUCTION OF
RECORDS HELD BY THE CITY ADMINISTRATOR'S
OFFICE

WHEREAS, the City Council adopted Resolution No. 14-006 on February 11, 2014, approving the City of Santa Barbara Records Management Policies and Procedures Manual;

WHEREAS, the City of Santa Barbara Records Management Policies and Procedures Manual contains the records retention and disposition schedules for all City departments. The records retention and disposition schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice;

WHEREAS, Government Code section 34090 provides that, with the approval of the City Council and the written consent of the City Attorney, the head of a City department may destroy certain city records, documents, instruments, books or papers under the Department Head's charge, without making a copy, if the records are no longer needed;

WHEREAS, the City Administrator submitted a request for the destruction of records held by the City Administrator's Office to the City Clerk Services Manager to obtain written consent from the City Attorney. A list of the records, documents, instruments, books or papers proposed for destruction is attached hereto as Exhibit A and shall hereafter be referred to collectively as the "Records";

WHEREAS, the Records do not include any records affecting title to real property or liens upon real property, court records, records required to be kept by statute, records less than two years old, video or audio recordings that are evidence in any claim or pending litigation, or the minutes, ordinances or resolutions of the City Council or any City board or commission;

WHEREAS, the City Clerk Services Manager agrees that the proposed destruction conforms to the City's retention and disposition schedules;

WHEREAS, the City Attorney consents to the destruction of the Records; and

WHEREAS, the City Council of the City of Santa Barbara finds and determines that the Records are no longer required and may be destroyed.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA that the City Administrator, or his designated representative, is authorized and directed to destroy the Records without retaining a copy.

CITY ADMINISTRATOR'S OFFICE

Records Series

Municipal Planning and Development Subject Files,
City Administrator Correspondence

Date(s)

1975 – 2000



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Administrative Services, Police Department

SUBJECT: Animal Control Shelter Services Agreement With The County Of Santa Barbara

RECOMMENDATION:

That Council authorize the Chief of Police or his designee to execute an agreement with the County of Santa Barbara to provide animal control shelter services from July 1, 2015 to June 30, 2016.

DISCUSSION:

Since 1980, the City has contracted with the County of Santa Barbara to provide shelter services for the City's Animal Control division. Previous agreements between the agencies were on a pay-for-service basis. In 2008, the County of Santa Barbara changed the cost to a per capita basis for all incorporated cities. Currently the City of Santa Barbara pays for shelter services only.

In Fiscal Year 2015, the contract with the County was \$320,538 for shelter services. The County's contract for Fiscal Year 2016 will be \$338,221 billed in four equal quarterly payments of \$84,555.25. Invoices will also include a fee of \$182 for each rabies specimen submitted during the quarter.

The County notified the Police Department in March of this year that it was conducting a review of operations, facilities, policies and producers with the American Humane Association (AHA) and that only a one-year contract would be offered for FY 2016. Staff anticipates that this review will result in changes to the fees and policies related to provision of animal shelter services for future contracts.

BUDGET/FINANCIAL INFORMATION:

The funds for this contract will come out of the Animal Control Program in the Police Department's Fiscal Year 2016 budget.

PREPARED BY: Aaron Baker, Sergeant/LSP

SUBMITTED BY: Camerino Sanchez, Police Chief

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Airport Administration, Airport Department

SUBJECT: Introduction Of Ordinance For Amendment To Airline Terminal Solar Photovoltaic Power Purchase Agreement For Solar Project at 500 Fowler Road

RECOMMENDATION:

That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the Airport Director to Execute a First Amendment to the Power Purchase Agreement (City Agreement No. 24,975) Between the City of Santa Barbara and SunEdison Origination3, LLC, to Amend the Site Description, to Reduce the Expected Annual Output of the System and Reduce the Energy Purchase Rate for Energy Delivered.

DISCUSSION:

Background

On September 16, 2014, Council adopted an Ordinance that authorized the Airport Director to execute a power purchase agreement (PPA) with SunEdison Origination3, LLC (SunEdison) to develop, own, operate and maintain a solar photovoltaic generating system at the airport and sell all power generated to the Airport.

As part of the request for proposal process Airport staff described existing infrastructure that was installed in anticipation of a future solar project. SunEdison provided a proposal for a 952kW system based on those parameters. After execution of the PPA, SunEdison did a more thorough analysis and found that installation of a solar generating system larger than 677kW would require substantial upgrades to electrical switchgear, installation of large transformers, or additional conduit. Each of these options makes the project economically infeasible. Under the current terms of the PPA pertaining to the economic infeasibility of the Project, SunEdison would be allowed to terminate the agreement under these circumstances.

Council Agenda Report

Introduction Of Ordinance For Amendment To Airline Terminal Solar Photovoltaic Power Purchase Agreement For Solar Project at 500 Fowler Road

June 2, 2015

Page 2

To continue to make the project feasible for both parties, SunEdison has proposed to construct a 677kW solar generating system at the Airport's long term parking lot, and is offering to reduce the per kilowatt hour pricing for power delivered to the Airport from \$0.099/kWh to \$0.090/kWh, in year one, with a 2.5% annual escalator over the 20 year life of the agreement.

The proposed Photovoltaic collection system would consist of solar photovoltaic panels located on three canopies, instead of four canopies, over the center section of the Airport's long term parking lot. Canopies will provide shade, but will not be watertight. SunEdison guarantees that the array will produce at least 1,125,000 kilowatt hours per year (in year one), which is roughly 60% of the Airline Terminal's annual electrical demand. Power generated will be transmitted underground and delivered to the Airline Terminal electrical switchgear.

Requested Amendment

City Staff and SunEdison now wish to amend the PPA to reflect the reduced system size. As a result of reducing the size of the proposed system, guaranteed output, the site description, and the price for energy delivered will be amended.

BUDGET AND FINANCIAL INFORMATION:

The Airport would purchase all the energy produced by the proposed SunEdison facility, in lieu of purchasing the energy from Southern California Edison (SCE). SunEdison's proposed rate per kilowatt hour in year one is \$0.090. The proposed rate inflates at 2.5% per year over the life of the agreement. When SunEdison's proposed pricing is modeled against anticipated Southern California Edison (SCE) pricing over the term of the agreement, in present value terms, the SunEdison proposal is favorable compared to SCE pricing, by over \$700,000.

SUSTAINABILITY:

While generating electric energy, solar PV panels produce zero emissions. Approximately 60% of the Airline Terminal's current annual electrical demand is expected to be powered by the proposed solar PV facility.

PREPARED BY: Jeffrey S. McKee, Maintenance Superintendent

SUBMITTED BY: Hazel Johns, Airport Director

APPROVED BY: City Administrator's Office

ORDINANCE NO. _____

ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE AIRPORT DIRECTOR TO EXECUTE A FIRST AMENDMENT TO THE POWER PURCHASE AGREEMENT (CITY AGREEMENT NO. 24,975) BETWEEN THE CITY OF SANTA BARBARA AND SUNEDISON ORINATION3, LLC, TO AMEND THE SITE DESCRIPTION, TO REDUCE THE EXPECTED ANNUAL OUTPUT OF THE SYSTEM AND REDUCE THE ENERGY PURCHASE RATE FOR ENERGY DELIVERED.

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. The Airport Director is hereby authorized to execute a first amendment to the Power Purchase Agreement (City Agreement No. 24,975) between the City of Santa Barbara and SunEdison Origination3, LLC (hereinafter referred to as "SunEdison") amending Exhibit A to reduce the expected annual output and energy purchase rates and Exhibit C to update the description of the project site.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Support Services, Police Department

SUBJECT: Agreement For Parking Citation Processing Services With Phoenix Information Systems Group

RECOMMENDATION:

That Council approve a three-year Professional Services Agreement with Phoenix Information Systems Group for parking citation processing services beginning July 1, 2015 and ending June 30, 2018 with annual fees for this Agreement not to exceed \$100,000.

DISCUSSION:

Since the decriminalization of parking violations, the Police Department (instead of the courts) have been the responsible entity in charge of administering and processing parking citations by using a custom written parking citation system. This program and the platform it runs on are now more than 20 years old. The current system requires that the Police Department use multiple vendors to provide the citation issuance equipment, citation printing and envelopes, mailings, and online payment services. One of the purposes in entering into this Service Agreement with Phoenix Information Systems Group is to consolidate this process with one vendor in order to increase efficiency.

The Police Department parking citation program includes 14 Parking Enforcement Officers that issue parking citations and three office staff responsible for processing in-person and mailed payments, as well as parking citation review requests. The Police Department also handles the processing of delinquent Waterfront Parking fee due notices.

In 2014, JR Parking Consultants conducted an analysis of the current parking citation issuance process, and business processes, and did a cost benefit analysis for the replacement of the current parking system.

JR Parking Consultants presented five options to staff on the replacement of the current system and the estimated cost impact to the City. Staff reviewed these options and

determined that a hosted provider was the best option for the City. A hosted provider eliminates the need for the Police Department to maintain specialized software or servers, and provides a menu of processing services. By selecting this type of service, the Police Department can continue to provide drivers with the option to pay in person, while making significant improvements in efficiency in the processing of citations and review requests. The hosted solution also allows for a single database for the handling of all parking fees and citations.

Staff conducted on-site visits and met with staff at Santa Ana and Ventura City Police Department and conducted phone interviews with other agencies regarding various vendors that offered a hosted service. Two vendors were then selected for further review. Staff met with each vendor and conducted a thorough review of the services offered. Based on those reviews and discussions, staff determined that Phoenix Information Systems Group best meets the needs of the City.

Entering into this Agreement with Phoenix Information Systems Group will greatly help reduce the need to cross check multiple processes, provide an online and electronic process for handling review requests, consolidate information into one electronic file, and increase reporting capabilities. Furthermore, the Department anticipates an increase in revenue due to quicker collections on outstanding citations, as well as additional collections from out-of-state vehicles and other currently non-collectable citations.

BUDGET/FINANCIAL INFORMATION:

The Police Department annually spends approximately \$70,000 with four separate vendors to provide equipment, citations, notifications and online payments to assist in our parking citation processing services. This does not include the additional staff time required for the checks and balances of the current system, as well as the amount of staff time spent processing review requests.

The annual contract for services with Phoenix Information Systems Group is set at \$100,000. This is based on our current volume of citation writing and processing as well as the processing of waterfront and Downtown Parking fee due collections.

There are funds within the Police Department Fiscal Year 2016 recommended budget to cover this expense. If additional funds are needed in order to cover increased citation processing or notifications, staff will return with a request for additional funds.

SUSTAINABILITY IMPACT:

Due to advances in technology and paper products, the new citation equipment and paper will not require an envelope at the time of issuance of the citation. The new citations are designed to be weather resistant and can just be placed on the windshield. By consolidating parking collections into one system, drivers will be able to pay their

citations online and in multiple locations (City Hall, Waterfront, Police Department), potentially reducing the need to drive. Similarly, with the addition of an electronic review request process, drivers will no longer need to drive to the Police Department to submit a request for review.

PREPARED BY: Lori Pedersen, Business Manager

SUBMITTED BY: Camerino Sanchez, Chief of Police

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Contract For Construction Of Sewer Main Rehabilitation Fiscal Year 2015 (FY15) Project

RECOMMENDATION:

That Council award a contract with Southwest Pipeline & Trenchless Corporation in their low bid amount of \$998,805.25 for construction of the Sewer Main Rehabilitation FY15 Project, Bid No. 3770; and authorize the Public Works Director to execute the contract and approve expenditures up to \$99,881 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.

DISCUSSION:

BACKGROUND

The City of Santa Barbara owns and operates a 257-mile municipal wastewater collection system. To help manage this infrastructure, the City has an asset management program which includes performing routine inspection on sewer mains and manholes, prioritizing damaged sewer mains and manholes for rehabilitation based on the inspection results, and performing necessary rehabilitation to bring the infrastructure to a good state of repair.

PROJECT DESCRIPTION

The Sewer Main Rehabilitation FY15 Project (Project) work consists of rehabilitating approximately three miles of sewer mains ranging from 6-inch to 16-inch in diameter at various locations throughout the City. The rehabilitation method is trenchless and usually requires no excavation. The contractor will also rehabilitate eight sewer manholes.

CONTRACT BIDS

One bid was received for the subject work as follows:

BIDDER	BID AMOUNT
Southwest Pipeline & Trenchless Corporation, Torrance, CA	\$998,805.25

The low bid of \$998,805.25, submitted by Southwest Pipeline & Trenchless Corporation (Southwest Pipeline), is an acceptable bid that is responsive to and meets the requirements of the bid specifications. Southwest Pipeline's bid is approximately \$46,000 lower than the engineer's estimate of \$1,045,000 for the project.

The change order funding recommendation of \$99,881, or 10 percent, is typical for this type of work and size of project.

COMMUNITY OUTREACH

Staff will send out pre-construction notification letters approximately two weeks prior to the start of construction to residents and businesses adjacent to work areas. The contractor is also required to provide door hangers to affected residences and businesses, 72 hours prior to construction.

FUNDING

This Project is funded by the Wastewater Capital fund, and there are sufficient appropriated funds to cover the cost of this Project.

The following summarizes the expenditures recommended in this report:

CONSTRUCTION CONTRACT FUNDING SUMMARY

	Basic Contract	Change Funds	Total
Southwest Pipeline	\$998,805.25	\$99,881	\$1,098,686.25
TOTAL RECOMMENDED AUTHORIZATION			\$1,098,686.25

The following summarizes all Project design costs, construction contract funding, and other Project costs:

ESTIMATED TOTAL PROJECT COST

Cents have been rounded to the nearest dollar in this table.

Design: City Staff Costs	\$27,284
Subtotal	\$27,284
Construction Contract	\$998,805
Construction Change Order Allowance	\$99,881
Subtotal	\$1,098,686
City Construction Staff: Construction Management, Inspection	\$83,579
City Design Staff: Design Support Services and Record Drawings	\$23,978
Subtotal	\$107,557
TOTAL PROJECT COST	\$1,233,527

PREPARED BY: Linda Sumansky, Principal Civil Engineer/LA/KT/mh

SUBMITTED BY: Rebecca J. Bjork, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department
Facilities Division, Public Works Department

SUBJECT: Contract For Construction Of 600 Block Laguna Street Lot Permeable Paver Project

RECOMMENDATION:

That Council reject the bid protest of Shaw Contracting, Inc., and award a contract to Whitaker Construction Group, Inc., in the amount of \$1,091,119 for construction of the 600 Block Laguna Street Lot Permeable Paver Project, Bid No. 3744; and authorize the Public Works Director to execute the contract and approve expenditures up to \$109,112 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.

EXECUTIVE SUMMARY:

The City was awarded a Proposition 84 Storm Water Grant for construction of the 600 Block Laguna Street Lot Permeable Paver Project (Project). Three bids were received for the Project. The lowest bidder was Whitaker Construction Group, Inc. (Whitaker). Staff recommends that Council reject the bid protest of Shaw Contracting, Inc. (Shaw) and authorize the Public Works Director to enter into a contract for construction with Whitaker.

DISCUSSION:

Urban storm water runoff is the single largest source of surface water pollution in Santa Barbara. Under most existing conditions, storm water runoff from urban areas picks up pollutants as it flows across roofs, sidewalks, driveways, parking lots, and streets, and is conveyed by gutters, channels, and storm drains directly to local creeks and the ocean without any treatment. This runoff carries sediment, nutrients, bacteria, hydrocarbons, metals, pesticides, and trash.

The City has developed a Storm Water Management Program in order to reduce the discharge of pollutants into local creeks and the ocean. Installing permeable pavers is one of the methods developers may use to meet the City's guidelines. Permeable pavers allow water to pass through into a subsurface gravel layer that doubles as a storage/infiltration area and a structural base layer.

PROJECT DESCRIPTION

The Project will retrofit the City-owned parking lot located on the 600 block of Laguna Street that serves as employee and public parking, as well as maintenance fleet parking for several divisions of the Parks and Recreation Department and Public Works Department. This Project will replace over 42,000 square feet of existing asphalt and concrete with permeable pavers, allowing for storm water and urban runoff to infiltrate into the soil. The Project is designed to capture and treat the volume of storm water generated from a 1-inch, 24-hour storm event.

CONTRACT BIDS

A total of three bids were received for the subject work, ranging as follows:

	BIDDER	BID AMOUNT
1.	Whitaker Construction Group, Inc. Paso Robles, CA	\$1,348,505.00
2.	Shaw Contracting, Inc. Carpinteria, CA	\$1,388,421.50
3.	Red Hawk Services Perris, CA	\$1,467,245.00*

*corrected bid total

The low bid of \$1,348,505.00, submitted by Whitaker, is an acceptable bid that is responsive to and meets the requirements of the bid specifications. Staff recommends that Council waive a minor bid irregularity and award the contract to Whitaker. As discussed more fully in the Funding section below, the scope of the Project was scaled down after the bids were received, which adjusted Whitaker's bid price to \$1,091,119.

Staff recommends that Council award the contract to Whitaker in the adjusted bid amount of \$1,091,119 (see Funding section below). The change order funding recommendation of \$109,112, or ten percent, is typical for this type of work and size of project.

BID PROTEST

On April 23, 2015, three bids were received for the Project, and Whitaker was the apparent low bidder. On April 27, 2015, Shaw, the second apparent low bidder, filed a bid protest asserting that Whitaker did not identify any proposed equipment or material manufacturers and suppliers on the form provided by the City in their bid package and, therefore, Whitaker's bid should be rejected as non-responsive. In response to Shaw's protest, Whitaker argued in a letter dated April 29, 2015 that the failure to identify any proposed manufacturers or suppliers does not create a material advantage over other bidders. City staff concurs. On May 12, 2015, the City Attorney's Office responded to Shaw's protest notifying them that the failure to identify the proposed equipment and material manufacturer or supplier was a minor irregularity that did not create a material advantage, and that staff would be recommending that Council award the contract to Whitaker.

The City's bid form that Shaw was referring to in its protest requests is for informational purposes only and is not required under the Public Contract code. As noted on the form, the City is not required to accept any proposed manufacturers or suppliers after award of contract. Further, the Public Contract Code does not restrict a general contractor from shopping for a cheaper material or equipment supplier after award of contract.

In this case, the City did not specify on the submittal form any material or equipment that it wanted the contractors to identify a manufacturer or supplier. The contractors therefore, had the discretion whether or not to list the equipment or material. Because the Public Contract Code does not require that a contractor list the manufacturer or supplier, and for this Project the City did not specify any equipment or materials, failure to identify a supplier or manufacturer does not create a material advantage over other bidders.

Pursuant to the City's bid specifications, the City may waive minor bid irregularities and deem the bid responsive to the City's specifications, so long as the irregularities do not provide the bidder with a material advantage over other bidders. Staff recommends that Council waive the minor irregularity and award the contract to Whitaker.

COMMUNITY OUTREACH

Public Works Engineering Division and Facilities Division staff will notify affected City Parks and Facilities staff adjacent to the two parking lots via email and in-person meetings. A minimum of 72 hours prior to construction, the contractor will be responsible for the final notice, given via door hangers. The Project will also be described in a press release and on the City's website. Temporary construction signs detailing the Project's design and benefits will be posted at the sites during construction. Upon project completion, a television segment will be prepared and aired on City TV.

FUNDING

The City was awarded Proposition 84 Storm Water Grant Program funding in the amount of \$1,151,630 for construction costs. There is a 20 percent local match required

as part of this grant. On November 4, 2014, City Council approved Ordinance No. 5674, approving and ratifying the Proposition 84 grant agreement. The City's contribution of \$312,114 exceeds the 20 percent grant fund match requirement. The total amount of funding available for the Project, including the grant and the City's match, is \$1,463,744.

The low bid received from Whitaker exceeded the City's estimate by nearly \$200,000, resulting in an overall funding shortfall for the Project. Because no additional grant or City funding is available, a portion of the Parks and Recreation Parking Lot work was removed from the original plans and specifications, and the Project cost was adjusted using the itemized bid prices provided by Whitaker. This adjustment is allowed per the Standard Specifications for Public Works Construction "The Greenbook" of the Southern California Chapter American Public Works Association. The overall scope and character of the contract remains the same, replacing the asphalt in the parking lots with permeable pavers, and the City will still be able to obtain the original storm water infiltration goal of capturing a 1-inch, 24-hour storm event. The Project construction contract including change order funds was reduced to \$1,200,231, bringing the total Project cost within the available funding amount.

The total amount of funding needed, including the grant and the City's match, is \$1,463,744. With the grant appropriation and the matching funds from the Facilities Division Capital Fund, there are sufficient appropriated funds to cover the adjusted Project costs.

The following summarizes the expenditures recommended in this report:

CONSTRUCTION CONTRACT FUNDING SUMMARY

	Basic Contract	Change Funds	Total
Whitaker Construction Group, Inc.	\$1,091,119	\$109,112	\$1,200,231
TOTAL RECOMMENDED AUTHORIZATION			\$1,200,231

The following summarizes all Project design costs, construction contract funding, and other Project costs:

ESTIMATED TOTAL PROJECT COST

**Cents have been rounded to the nearest dollar in this table.*

	PROP 84	CITY SHARE	TOTAL
City Design Costs	\$0	\$52,843	\$52,843
City Survey Costs	0	8,227	8,227
Other Design Costs (Soils Testing)	0	5,025	5,025

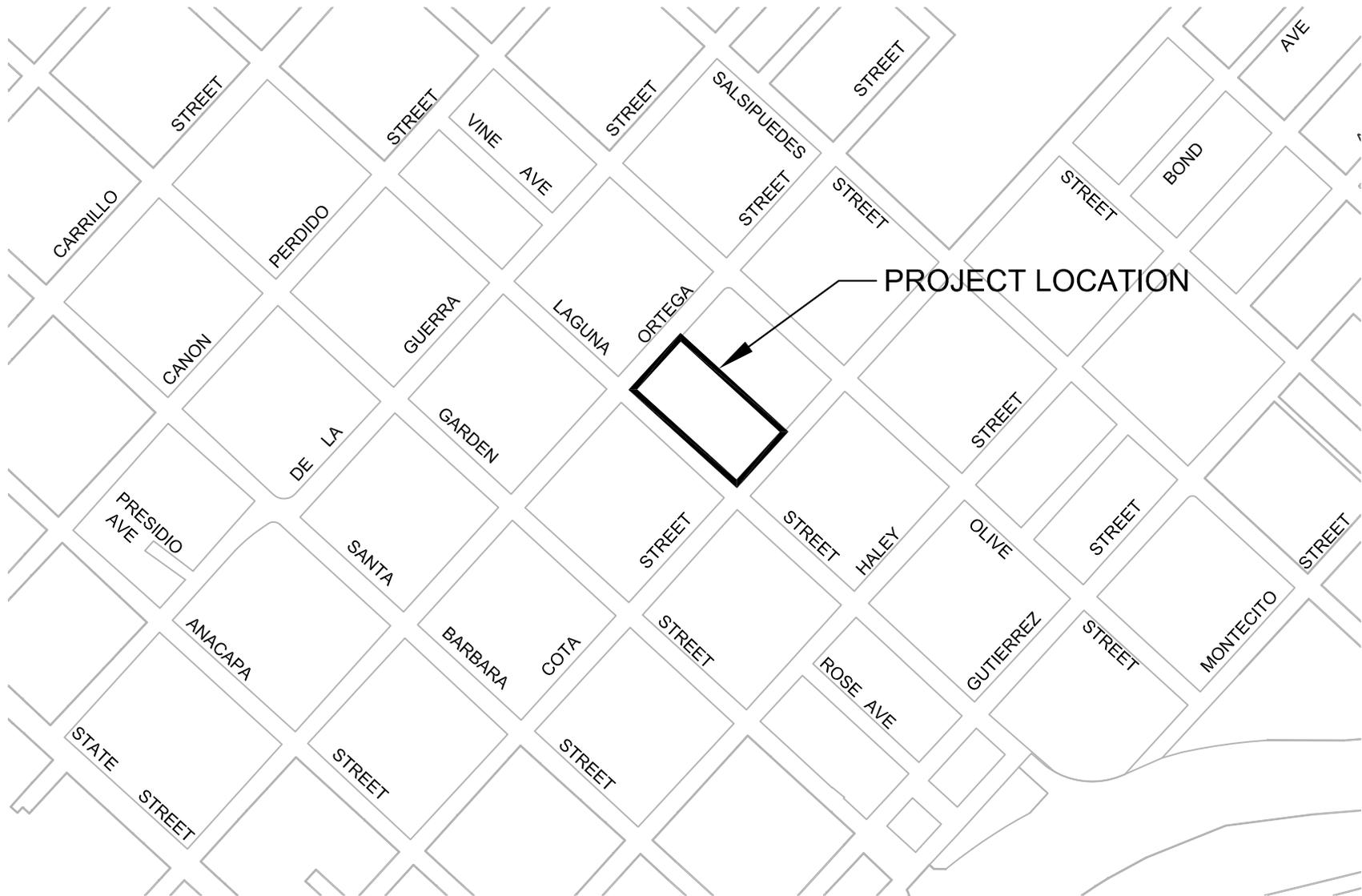
Subtotal	\$0	\$66,095	\$66,095
Construction Contract	\$1,091,119	\$0	\$1,091,119
Construction Change Order Allowance	60,511	48,601	109,112
Subtotal	\$1,151,630	\$48,601	\$1,200,231
Construction Management/Inspection (by City Staff)	\$0	\$150,000	\$150,000
Other City Staff Costs (Stormwater Monitoring, etc.)	0	17,125	17,125
Other Consultant Costs (Material Testing, Labor Compliance Monitoring, etc.)	0	30,293	30,293
Subtotal	\$0	\$197,418	\$197,418
TOTAL PROJECT COST	\$1,151,630	\$312,114	\$1,463,744

SUSTAINABILITY IMPACT:

Storm water and urban runoff from impervious surfaces is a major source of surface water quality degradation. Infiltrating polluted runoff provides passive treatment at the source, which enhances watersheds and beaches, reduces damaging peak storm water flows, recharges groundwater, and requires no power consumption for operation.

All correspondence and bid materials may be found in the Council reading file.

- ATTACHMENT:** Project Location Map
- PREPARED BY:** John Ewasiuk, Principal Civil Engineer/AG/kts
 Jim Dewey, Facilities Manager
- SUBMITTED BY:** Rebecca J. Bjork, Public Works Director
- APPROVED BY:** City Administrator's Office



PROJECT LOCATION MAP

600 BLOCK LAGUNA ST. LOT PERMEABLE PAVER PROJECT



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: City Attorney's Office
City Clerk Division, Administrative Services Department

SUBJECT: Potential Ballot Measure Regarding Even-Year Elections

RECOMMENDATION:

That Council receive an oral presentation from the City Attorney regarding the status of even-year elections research and discuss a potential measure to be placed on the November ballot regarding even-year elections.

DISCUSSION:

This item is continued from the meeting of May 19, 2015.

PREPARED BY: Gwen Peirce, City Clerk Services Manager

SUBMITTED BY: Ariel Calonne, City Attorney
Kristine Schmidt, Administrative Services Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Introduction Of Ordinance Approving A Joint Powers Agreement For Wastewater Treatment In The Mission Canyon Area

RECOMMENDATION: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the 2015 Joint Powers Agreement for Wastewater Collection, Treatment, and Disposal for County Service Area 12 in the Mission Canyon Area Between the County of Santa Barbara and the City of Santa Barbara; and
- B. Authorize the City Administrator to execute a Joint Powers Agreement for Wastewater Collection, Treatment, and Disposal in the Mission Canyon Area with the County of Santa Barbara.

DISCUSSION:

Background

On May 24, 1983, Council granted conceptual approval for the provision of wastewater service in the Santa Barbara County Mission Canyon Area, County Service Area 12 (hereinafter "CSA 12"). Council authorized staff to negotiate with the County Public Works Department to determine appropriate charges for connection and service. In addition, Council directed staff and the Planning Commission to advise Council of the mechanism that would provide for the interests of the City of Santa Barbara (City) while cooperating with the County of Santa Barbara (County) on planning issues. These efforts culminated in the creation of a Joint Powers Agreement (JPA) between the County and the City, which was approved by Council on August 31, 1984.

The JPA established provisions for the CSA 12 properties to connect to and use the City's wastewater system for wastewater collection, treatment, and disposal purposes. The JPA delineated procedures and practices for property buy-in compensation and payment, annual wastewater service charges, City-performed maintenance services provided to CSA 12, and miscellaneous contract terms and conditions. The JPA defines the manner in which the City will be compensated for the maintenance of the CSA 12 collection system.

While the JPA attempts to assign costs as equitably as possible, it has been an issue of concern for the County residents in CSA 12. The best way to clearly assign costs for CSA 12 is to have the County take responsibility for the maintenance and operation of this system and have CSA 12 residents also pay City sewer fees for collection and treatment.

Current Update Process:

In 2013, County staff contacted the City to initiate a process to update the JPA. The County's primary goals in this update process are to:

- Transfer the annual sewer service billing process from the County's semi-annual billing cycle for property tax to the City's monthly water billing cycle, which would eliminate the County from acting as a pass-through agency for collecting CSA 12 property sewer fees owed to the City. This new transfer process allows the City to collect sewer service fees directly from 815 properties that are being served by the City.
- Eliminate existing JPA provisions related to City wastewater collection system maintenance services of the CSA 12 sewer system. The portion of the CSA 12 system which the City maintains consists of about 11 miles of 8-inch diameter sewer mains and two sewer lift stations. The County now seeks to provide these maintenance services directly to CSA 12 residents.
- Update the JPA language to provide for contemporary documentation of inter-agency services and eliminate documentation that no longer serves a useful purpose for either agency.

The draft JPA was developed in 2014 and is now being submitted for both City Council and County Board of Supervisors approvals.

BUDGET/FINANCIAL INFORMATION:

County CSA 12 ratepayers will pay individual monthly sewer service fees directly to the City through the City's current water billing process, rather than County staff transmitting these fees semi-annually to the City. The City Wastewater revenues will be reduced by approximately \$250,000 annually by no longer performing and billing for sewer and lift station maintenance services for the CSA 12 wastewater collection system. Twenty of the properties are within the City. These properties use a portion of the CSA 12 system to convey their wastewater to the City's mains. These twenty properties have not historically paid any of the costs for maintenance and repair of the CSA 12 system. Under the revised JPA, these properties would be assessed for these costs by the County on their tax roll.

SUSTAINABILITY IMPACT:

This action will enable City staff to reallocate its time and resources toward increased maintenance of the City's wastewater collection system infrastructure.

Council Agenda Report
Introduction Of Ordinance Approving A Joint Powers Agreement For Wastewater
Treatment In The Mission Canyon Area
June 2, 2015
Page 3

PREPARED BY: Joshua Haggmark, Water Resources Manager/CJT/mh

SUBMITTED BY: Rebecca J. Bjork, Public Works Director

APPROVED BY: City Administrator's Office

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE 2015 JOINT POWERS AGREEMENT FOR WASTEWATER COLLECTION, TREATMENT, AND DISPOSAL FOR COUNTY SERVICE AREA 12 IN THE MISSION CANYON AREA BETWEEN THE COUNTY OF SANTA BARBARA AND THE CITY OF SANTA BARBARA

WHEREAS, there is an unincorporated area of the County of Santa Barbara (the "County") north of and adjacent to the City of Santa Barbara (the "City"), commonly known as the "Mission Canyon Area." County Service Area 12 was created by the County per Resolution 84-72 to provide public sewer service and septic tank maintenance to a portion in the Mission Canyon Area; and,

WHEREAS, existing septic systems in the Mission Canyon Area have historically had a high incidence of failure and thereby have the potential to endanger health, safety, life and property through pollution of ground and surface waters; and,

WHEREAS, an existing Joint Powers Agreement between the City and the County was approved for execution by the Santa Barbara City Council at a meeting on September 18, 1984, and was executed on October 2, 1984 to establish powers, prescribe responsibilities, and set conditions for conveying wastewater and septic tank pumpage from County Service Area 12 to City's collection system for further treatment and disposal; and,

WHEREAS, City has available capacity in the City's wastewater collection system, treatment plant, and ocean outfall effluent disposal facility to accept the existing and contemplated wastewater flows and septic tank pumpage from County Service Area 12 as described in the Mission Canyon Community Plan; and,

WHEREAS, it is not the intent of City or County that the Mission Canyon Area, including County Service Area 12, be annexed to City as a condition of City providing wastewater services; and,

WHEREAS, Sections 55080 through 55093 inclusive of the California Government Code authorize agreements between two local agencies for the joint construction and maintenance of sanitation facilities upon adoption of resolutions by the governing bodies of each local agency, that such joint construction and maintenance is in the interest or advantage of both local agencies; and,

WHEREAS, Sections 55110 through 55115 inclusive of the California Government Code authorize agreements between local agencies for joint use of sewage treatment plants and other sewage disposal works, and authorize bonds to pay for purchasing capacity in the plant or works or a for right to use them; and

WHEREAS, Sections 6500 through 6516 of the Government Code authorize public agencies, which include both cities and counties, to enter into agreements to jointly exercise powers common to each agency; and Section 6502 further provides that it shall not be necessary that any power common to the contracting parties be exercisable by each such contracting power, with respect to the geographical area in which such power is to be jointly exercised; and

WHEREAS, the parties hereto each have powers to regulate and control land use and development and to protect the public health, safety and welfare.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN as follows:

1. The 2015 Joint Powers Agreement for Wastewater Collection, Treatment and Disposal for County Service Area 12 in the Mission Canyon Area between the County of Santa Barbara and the City of Santa Barbara is hereby approved. The City Administrator or designee is authorized to execute said Agreement and other documents necessary to give effect to such Agreement.
2. The 2015 Joint Powers Agreement for Wastewater Collection, Treatment and Disposal for County Service Area 12 in the Mission Canyon Area between the County of Santa Barbara and the City of Santa Barbara supersedes the 1984 Joint Powers Agreement No. 12,554 between the County and the City.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Fire Prevention Division, Fire Department

SUBJECT: Renewal Of Levy For Fiscal Year 2016 For The Wildland Fire Suppression Assessment District

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring Its Intention to Continue Vegetation Road Clearance, Implementation of a Defensible Space Inspection and Assistance Program, and Implementation of a Vegetation Management Program Within the Foothill and Extreme Foothill Zones; Declaring the Work to be of More Than General or Ordinary Benefit and Describing the District to be Assessed to Pay the Costs and Expenses Thereof; Approving the Engineer's Report; Confirming Diagram and Assessment; and Ordering Continuation of the Wildland Fire Suppression Assessment District for Fiscal Year 2016.

DISCUSSION:

On July 11, 2006, the City Council adopted Resolution 06-064 which declared the Council's intention to order expansion of vegetation road clearance, implementation of a defensible space inspection and assistance program, and implementation of a vegetation management program within the Foothill and Extreme Foothill Zones. The Resolution described the special benefit to be assessed and approved an Engineer's Report, confirmed the diagram and assessment, and ordered levy of the Wildland Fire Suppression Assessment District for Fiscal Year 2007. As required by the Resolution, the Assessment must be renewed annually by the Council. The City has renewed the Wildland Fire Suppression Assessment for the past eight years.

Assessment funds continue to reduce the risk and severity of wildland fires through the reduction of flammable vegetation. The assessment provides three primary services:

Vegetation Road Clearance: Each year the assessment provides approximately 14 miles of road clearance in the Foothill and Extreme Foothill Zones. The frequency is such that most roads in the District are cleared of impeding vegetation every three years. Clearing vegetation from the roadways is required of property owners by law and allows for safer egress of residents and ingress of first responders during an emergency. Last year we

stated the Fire Department intention to clear the majority of roadways in the Foothill and Extreme Foothill zones, in part due to acute drought conditions. We accomplished that goal in Fiscal Year 2015, enhancing evacuation routes throughout the district. In Fiscal Year 2016 the Fire Department will return to the three year cycle by conducting road clearance on 14 miles of the District's roads.

Defensible Space Inspection and Assistance: This element of the assessment provides assistance to property owners in creating defensible space around their homes. Defensible space is a key element in preventing the ignition of homes during a wildfire by reducing the exposure of the home to burning vegetation. Defensible space assistance will again involve scores of site visits to assist homeowners. In addition, the assessment provides chipping services to residents of the District after the vegetation has been cut. Chipping services provides a cost effective way for homeowners to dispose of cut material. The chipped vegetation may be reused as a ground cover in landscaping. As of this report the Fire Department has chipped 58 tons of material and by the end of the chipping season in mid-June, the Fire Department will have chipped approximately 250 tons of material for district properties.

Vegetation Management: Vegetation management is the selective removal of flammable vegetation in open land outside of property owner's defensible space. The goal is to lessen the severity of a fire, in the event that one occurs, by depriving the fire of a large amount of fuel. This is accomplished by preferentially removing exotic plants, thinning, pruning and limbing vegetation to remove fire ladders, limbing up the canopy and pruning out dead material. Vegetation management retains the overall look of wildland areas and minimizes impacts to natural resources while reducing the amount of flammable vegetation. Vegetation management was successfully completed on 13 acres in Fiscal Year 2015. These projects require staff to strengthen the public-private relationship by working with multiple, individual property owners and contract crews to link individual parcels across larger areas of adjacent land. Working in cooperation with multiple property owners, there is a greater impact on reducing the community threat from wildfire. In addition to vegetation removal, this project also accomplished education, protection of natural resources unique to the area and outlined individual maintenance programs. The project areas are identified in the Wildland Fire Plan.

ANNUAL LEVY:

The Wildland Fire Assessment may be annually increased by the Consumer Price Index (CPI) in an amount not to exceed 4% per year. In adjusting for the Consumer Price Index, the allowable increase is calculated using the CPI from the past year plus any deferred increases from previous years. For Fiscal Year 2016, staff and the Assessment Engineer propose a CPI increase of 0.72%. The rate for Fiscal Year 2016 as suggested in the Engineer's Report will therefore be set at \$76.27 per single family home in the Foothill Zone and \$94.57 per single family home in the Extreme Foothill Zone. The total revenues from the assessment will be \$252,046.

The Fiscal Year 2015 rates were \$75.72 and \$93.89 respectively, for a total assessment of \$248,907. The increase for Fiscal Year 2016 will allow us to continue to provide the same level of service in all three areas

As required in Resolution 06-064, an updated Engineer's Report has been prepared and includes the proposed budget and assessment rate. The updated Engineer's Report must be considered by the City Council at a noticed public hearing and serves as the basis for the continuation of the assessments. The updated Engineer's Report is available for review at Fire Department Administration, 925 Chapala Street and the City Clerk's Office at City Hall at 735 Anacapa Street.

Hearing

On May 5, 2015, the Council adopted a resolution to declare its intent to renew the Wildland Fire Suppression Assessment District within the Foothill and Extreme Foothill Zones and to set a time of 2:00 p.m. on Tuesday, May 19, 2015, in the City Council Chambers for a public hearing on the Wildland Fire Suppression Assessment District. The public hearing was continued until June 2, 2015. Staff recommends that the Wildland Fire Suppression Assessment District be continued for Fiscal Year 2016 to fund and deliver these successful mitigation programs.

BUDGET/FINANCIAL INFORMATION:

The estimated \$252,046 cost of providing services in Fiscal Year 2016 is recovered through the resident-approved Wildland Fire Suppression Assessment levied on the annual property tax bills of property owners within the Assessment district boundaries. Both the cost of providing the services and the assessment district revenue have been included in the recommended Wildland Fire Assessment District Fund budget for Fiscal Year 2016. No additional budget appropriations are necessary.

SUSTAINABILITY IMPACT:

Vegetation removed through vegetation road clearance and the defensible space chipping assistance program is chipped and spread back on to the ground or in areas of local parks where feasible. The goal is reuse at least 80% of all chipped material locally avoiding the cost of disposal fees, extra vehicle trips and landfill use. Non-native pest plants are not chipped, but rather hauled off-site to be disposed of properly. In Fiscal Year 2015 we exceeded that goal, achieving 99% reuse.

PREPARED BY: Joseph Poiré, Fire Marshal

SUBMITTED BY: Patrick McElroy, Fire Chief

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA DECLARING ITS INTENTION TO CONTINUE VEGETATION ROAD CLEARANCE, IMPLEMENTATION OF A DEFENSIBLE SPACE INSPECTION AND ASSISTANCE PROGRAM, AND IMPLEMENTATION OF A VEGETATION MANAGEMENT PROGRAM WITHIN THE FOOTHILL AND EXTREME FOOTHILL ZONES; DECLARING THE WORK TO BE OF MORE THAN GENERAL OR ORDINARY BENEFIT AND DESCRIBING THE DISTRICT TO BE ASSESSED TO PAY THE COSTS AND EXPENSES THEREOF; APPROVING THE ENGINEER'S REPORT, CONFIRMING DIAGRAM AND ASSESSMENT, AND ORDERING CONTINUATION OF THE WILDLAND FIRE SUPPRESSION ASSESSMENT DISTRICT; FOR FISCAL YEAR 2015-16

WHEREAS, on July 11, 2006, by its Resolution No. 06-064, after receiving a weighted majority of ballots in support of the proposed assessment, this Council ordered the formation of and levied the first assessment within the City of Santa Barbara Wildland Fire Suppression Assessment, pursuant to the authority provided in California Government Code Section 50078 et seq. and Article XIID of the California Constitution,

WHEREAS, although the methodology by which the assessments are applied to properties in the District does not change from year to year, a new Engineer's Report is prepared each year in order to establish the CPI adjustment for that year; the new maximum authorized assessment rate for that year; the budget for that year; and the amount to be charged to each parcel in the District that year, subject to that year's assessment rate and any changes in the attributes of the properties in the District, including but not limited to use changes, parcel subdivisions, and/or parcel consolidations;

WHEREAS, it is the intention of this Council to continue to levy and collect assessments for the Wildland Fire Suppression Assessment for Fiscal Year 2015-16. Within the Assessment District, the proposed services to be funded by the assessments ("Services") are generally described as including but not limited to, the following: (1) continuation of the vegetation road clearance program to cover all public roads within the Foothill and Extreme Foothill Zones, continuing this program will reduce fuel, enhance evacuation routes, and decrease fire response times; (2) enhancing the defensible space fire prevention inspection and assistance program for all properties in the Foothill and Extreme Foothill Zones; and (3) implementation of a vegetation management program in the Foothill and Extreme Foothill Zones. As applied herein, "vegetation road clearance" means the treatment, clearing, reducing, or changing of vegetation near roadways in the Foothill and Extreme Foothill Zones where vegetation poses a fire hazard and does not meet Fire Department Vegetation Road Clearance Standards within the high fire hazard area (As provided in Santa Barbara Municipal Code Section 8.04.020.M). "Defensible space" is a perimeter created around a structure where vegetation is treated,

cleared or reduced to slow the spread of wildfire towards a structure, reduce the chance of a structure fire burning to the surrounding area, and provides a safe perimeter for firefighters to protect a structure (As provided in Chapter 49 of the California Fire Code, as adopted by the City of Santa Barbara pursuant to Santa Barbara Municipal Code Section 8.04). "Vegetation management" means the reduction of fire hazard through public education, vegetation hazard reduction, and other methods as needed to manage vegetation in areas with unique hazards such as heavy, flammable vegetation, lack of access due to topography and roads, and/or firefighter safety;

WHEREAS, by Resolution No. 15-031 the City Council preliminarily approved the Engineer's Report for said District and set a date for a Public Hearing;

WHEREAS, the Public Hearing was held on June 2, 2015;

WHEREAS, said report was duly made and filed with the City Clerk and duly considered by this Council and found to be sufficient in every particular, whereupon it was determined that the report should stand as the Engineer's Report for all subsequent proceedings under and pursuant to the aforesaid resolution, and that June 2, 2015, at the hour of 2:00 p.m. in the Council Chambers, City Hall, 735 Anacapa Street, Santa Barbara, were appointed as the time and place for a hearing by this Council on the question of the levy of the proposed assessment, notice of which hearing was given as required by law; and

WHEREAS, at the appointed time and place the hearing was duly and regularly held, and all persons interested and desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to the levy were fully heard and considered by the Council, and all oral statements and all written protests or communications were duly heard, considered and overruled, and this council thereby acquired jurisdiction to order the levy and the confirmation of the diagram and assessment prepared by and made a part of the Engineer's Report to pay the costs and expenses thereof.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The public interest, convenience and necessity require that the levy be made.

SECTION 2. The Assessment District benefited by the fire suppression services and assessed to pay the costs and expenses thereof, and the exterior boundaries thereof, are as shown by a map thereof filed in the office of the City Clerk, which map is made a part hereof by reference thereto.

SECTION 3. The Engineer's Report as a whole and each part thereof, to wit:

- (a) the Engineer's estimate of the itemized and total costs and expenses of the fire suppression services and of the incidental expenses in connection therewith;

(b) the diagram showing the assessment district, plans and specifications for the fire suppression services and the boundaries and dimensions of the respective lots and parcels of land within the Assessment District; and

(c) the assessment of the total amount of the cost and expenses of the proposed fire suppression services upon the several lots and parcels of land in the Assessment District in proportion to the estimated special benefits to be received by such lots and parcels, respectively, from the maintenance, and of the expenses incidental thereto; are finally approved and confirmed.

SECTION 4. Final adoption and approval of the Engineer's Report as a whole, and of the plans and specifications, estimate of the costs and expenses, the diagram and the assessment, as contained in the report as hereinabove determined and ordered, is intended to and shall refer and apply to the report, or any portion thereof as amended, modified, or revised or corrected by, or pursuant to and in accordance with, any resolution or order, if any, heretofore duly adopted or made by this Council.

SECTION 5. The assessments for fiscal year 2015-16 shall be levied at the rate of SEVENTY SIX DOLLARS AND TWENTY-SEVEN CENTS (\$76.27) per single-family equivalent benefit unit in the Foothill Zone and NINETY FOUR DOLLARS AND FIFTY-SEVEN CENTS (\$94.57) in the Extreme Foothill Zone for fiscal year 2015-16 per single family equivalent benefit. The estimated fiscal year 2015-16 cost of providing the Services is \$252,046.

SECTION 6. The assessment to pay the costs and expenses of the fire suppression services for fiscal year 2015-16 is hereby levied.

SECTION 7. Based on the oral and documentary evidence, including the Engineer's Report, offered and received at the hearing, this Council expressly finds and determines (a) that each of the several lots and parcels of land will be specially benefited by the fire suppression services at least in the amount if not more than the amount, of the assessment apportioned against the lots and parcels of land, respectively, and (b) that there is substantial evidence to support, and the weight of the evidence preponderates in favor of, the aforesaid finding and determination as to special benefits.

SECTION 8. Immediately upon the adoption of this resolution, but in no event later than the third Monday in August following such adoption, the City Clerk shall file a certified copy of the diagram and assessment and a certified copy of this resolution with the Auditor of the County of Santa Barbara. Upon such filing, the County Auditor shall enter on the County assessment roll opposite each lot or parcel of land the amount of assessment thereupon as shown in the assessment. The assessments shall be collected at the same time and in the same manner as County taxes are collected and all laws providing for the collection and enforcement of County taxes shall apply to the collection and enforcement of the assessments, After collection by the County, the net amount of the assessments, after deduction of any compensation due the County for collection, shall be paid to the City of Santa Barbara Wildland Fire Suppression Assessment District.

SECTION 9. Upon receipt of the moneys representing assessments collected by the County,

the County shall deposit the moneys in the City Treasury to the credit of the improvement fund previously established under the distinctive designation of the Assessment District. Moneys in the improvement fund shall be expended only for the maintenance, servicing, construction or installation of the fire suppression services.

SECTION 10. The City Clerk shall certify to the adoption of this resolution and shall cause a certified resolution to be filed in the book of original resolutions.



CITY OF SANTA BARBARA
WILDLAND FIRE SUPPRESSION ASSESSMENT

PRELIMINARY ENGINEER'S REPORT

MAY 2015

PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 50078 *ET SEQ.*, AND
ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION

ENGINEER OF WORK:

SCI Consulting Group
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CITY OF SANTA BARBARA

CITY COUNCIL

Helene Schneider, Mayor
Gregg Hart, Mayor Pro Tempore
Dale Francisco, Councilmember
Frank Hotchkiss, Councilmember
Cathy Murillo, Councilmember
Randy Rowse, Councilmember
Harwood "Bendy" White, Councilmember

FIRE PREVENTION BUREAU

Patrick McElroy, Fire Chief
Joe Poire, Fire Marshal
Chris Braden, Fire Services Specialist

CITY ATTORNEY'S OFFICE

Ariel Pierre Calonne, City Attorney
Sarah Knecht, Assistant City Attorney

ENGINEER OF WORK

SCI Consulting Group

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INTRODUCTION

The City of Santa Barbara is located about 100 miles northwest of Los Angeles, largely on the slopes between the Pacific Ocean and the Santa Ynez Mountains. The City of Santa Barbara provides fire services throughout the City limits. Fire services include fire suppression, protection, prevention, evacuation planning, and education.

Due to topography, location, climate and infrastructure, the Santa Barbara community has a relatively high inherent risk of wildland fires. Listed below are some of the major wildland fires that have occurred in Santa Barbara County since 1970:

FIGURE 1 – WILDLAND FIRE HISTORY IN SANTA BARBARA COUNTY

Year	Fire Name	Acres	Homes Lost
1971	Romero Canyon Fire	14,538	4
1977	Sycamore Canyon Fire	805	234
1977	Hondo Canyon Fire	10,000	0
1979	Eagle Canyon Fire	4,530	5
1990	Painted Cave Fire	4,900	524
1993	Marre Fire	43,864	0
2002	Sudden Fire	7,160	0
2004	Gaviota Fire	7,440	1
2007	Zaca Fire	240,207	0
2008	Gap Fire	9,443	0
2008	Tea Fire	1,940	210
2009	Jesusita Fire	8,733	80

In response to the considerable wildland fire risk in the area, the City of Santa Barbara Fire Department prepared a Wildland Fire Plan in January, 2004, in which it identified four High Fire Hazard Zones: The Coastal Zone, the Coastal Interior Zone, the Foothill Zone, and the Extreme Foothill Zone. The two Zones with the highest wildland fire risk are the Foothill and Extreme Foothill Zones (the “Zones”), and these are the Zones that are included in this assessment.

These Zones are at a high risk of wildland fires due to the following factors:

- **Climate.** The climate consists of cool, moist winters and hot, dry summers. The low humidity and high summer temperatures increase the likelihood that a spark will ignite a fire in the area, and that the fire will spread rapidly.
- **Topography.** Periodic wind conditions known as “Sundowner” and “Santa Ana” winds interact with the steep slopes in the Santa Ynez Mountains and the ocean influence, resulting in an increase in the speed of the wind to severe levels. These two types of wind conditions increase the likelihood that fires will advance

downslope towards the Foothill and Extreme Foothill Zones. In addition, these winds can greatly increase the rate at which a fire will spread.

- **Chaparral.** Much of the undeveloped landscape is covered with chaparral. Chaparral sheds woody, dead, and organic materials rich in flammable oils, which accumulate over time. Areas covered with chaparral typically experience wildland fires which burn the accumulated plant materials, and renew the chaparral for its next cycle of growth. Therefore, areas of chaparral which are not thinned, and from which the dead plant materials are not removed or burned off in prescribed fires, provide ample opportunities for wildland fires to occur and to spread.
- **Road Systems.** Many of the roads in the Foothill and Extreme Foothill Zones do not meet current Fire Department access and vegetation road clearance standards, and many are made even more narrow due to the encroachment of vegetation. A number of the bridges have weight requirements that are below Fire Department weight standards. In addition, many driveways are long and steep, posing a safety hazard. All of these factors make it more difficult and more hazardous for the Fire Department to provide fire suppression services in these areas.
- **Water Supply.** In the Extreme Foothill Zone, the City water supply is limited in some areas, and not available in others. These factors increase the risks associated with fires, due to the reduced availability of water to fight any fires that occur.
- **Fire Response Time.** Much of the Extreme Foothill Zone, and some of the Foothill Zone, is outside the City's 4 minute Fire Department response time. As a result, fires in these areas may have more time to spread and to increase in severity before fire suppression equipment can reach them.
- **Proximity to the Los Padres National Forest.** The Los Padres National Forest (LPNF) is a large forest to the north of the Foothill and Extreme Foothill zones. The LPNF provides a great deal of potential fuel for any wildland fire in the area. Wildland fires that start in the LPNF have the potential to move south toward the Foothill and Extreme Foothill zones.

This Engineer's Report (the "Report") was prepared to: 1) contain the information required by Government Code Section 50078.4, including a) a description of each lot or parcel of property to be subject to the assessment, b) the amount of the assessment for each lot or parcel for the initial fiscal year, c) the maximum amount of the assessment which may be levied for each lot or parcel during any fiscal year, d) the duration of the assessment, e) the basis of the assessment, f) the schedule of the assessment, and g) a description specifying the requirements for protest and hearing procedures for the assessment pursuant to Section 50078.6; 2) establish a budget to provide services to reduce the severity and damage from wildland fires (the "Services") that will be funded by the 2015-16

assessments; 3) determine the benefits received from the Services by property within the City of Santa Barbara Wildland Fire Suppression Assessment District (the "Assessment District") and; 4) assign a method of assessment apportionment to lots and parcels within the Assessment District. This Report and the assessments have been made pursuant to the California Government Code Section 50078 et. seq. (the "Code") and Article XIID of the California Constitution (the "Article").

In Fiscal Year 2006-07, the City of Santa Barbara City Council (the "Council") by Resolution called for an assessment ballot proceeding and public hearing on the then-proposed establishment of a wildland fire suppression assessment.

On May 5, 2006 a notice of assessment and assessment ballot was mailed to property owners within the proposed Assessment District boundaries. Such notice included a description of the Services to be funded by the proposed assessments, a proposed assessment amount for each parcel owned, and an explanation of the method of voting on the assessments. Each notice also included a postage prepaid ballot on which the property owner could mark his or her approval or disapproval of the proposed assessments as well as affix his or her signature.

After the ballots were mailed to property owners in the Assessment District, the required minimum 45 day time period was provided for the return of the assessment ballots. Following this 45 day time period, a public hearing was held on June 20, 2006 for the purpose of allowing public testimony regarding the proposed assessments. At the public hearing, the public had the opportunity to speak on the issue. After the conclusion of the public input portion of the hearing, the hearing was continued to July 11, 2006 to allow time for the tabulation of ballots.

With the passage of Proposition 218 on November 6, 1996, The Right to Vote on Taxes Act, now Article XIIC and XIID of the California Constitution, the proposed assessments could be levied for fiscal year 2006-07, and continued in future years, only if the ballots submitted in favor of the assessments were greater than the ballots submitted in opposition to the assessments. (Each ballot is weighted by the amount of proposed assessment for the property that it represents).

After the conclusion of the public input portion of the Public Hearing held on June 20, 2006, all valid received ballots were tabulated by the City of Santa Barbara Clerk. At the continued public hearing on July 11, 2006, after the ballots were tabulated, it was determined that the assessment ballots submitted in opposition to the proposed assessments did not exceed the assessment ballots submitted in favor of the assessments (weighted by the proportional financial obligation of the property for which ballots are submitted).

As a result, the Council gained the authority to approve the levy of the assessments for fiscal year 2006-07 and to continue to levy them in future years. The Council took action,

by a Resolution passed on July 31, 2006, to approve the first year levy of the assessments for fiscal year 2006-07.

The authority granted by the ballot proceeding was for a maximum assessment rate of \$65.00 per single family home, increased each subsequent year by the Los Angeles Area Consumer Price Index (CPI) not to exceed 4% per year. In the event that the annual change in the CPI exceeds 4%, any percentage change in excess of 4% can be cumulatively reserved and can be added to the annual change in the CPI for years in which the CPI change is less than 4%.

In each subsequent year for which the assessments will be continued, the Council must preliminarily approve at a public meeting a budget for the upcoming fiscal year's costs and services, an updated annual Engineer's Report, and an updated assessment roll listing all parcels and their proposed assessments for the upcoming fiscal year. A new Engineer's Report is prepared each year in order to establish the CPI adjustment for that year; the new maximum authorized assessment rate for that year; the budget for that year; and the amount to be charged to each parcel in the District that year, subject to that year's assessment rate and any changes in the attributes of the properties in the District, including but not limited to use changes, parcel subdivisions, and/or parcel consolidations. At this meeting, the Council will also call for the publication in a local newspaper of a legal notice of the intent to continue the assessments for the next fiscal year and set the date for the noticed public hearing. At the annual public hearing, members of the public can provide input to the Council prior to the Council's decision on continuing the services and assessments for the next fiscal year.

If the assessments are so confirmed and approved, the levies will be submitted to the Santa Barbara County Auditor/Controller for inclusion on the property tax roll for Fiscal Year 2015-16. The levy and collection of the assessments will continue year-to-year until terminated by the City Council.

If the City Council approves this Engineer's Report for fiscal year 2015-16 and the assessments by Resolution, a notice of assessment levies must be published in a local paper at least 10 days prior to the date of the public hearing. Following the minimum 10-day time period after publishing the notice, a public hearing will be held for the purpose of allowing public testimony about the proposed continuation of the assessments for fiscal year 2015-16.

A Public Hearing is scheduled for May 19, 2015. At this hearing, the Council will consider approval of a resolution confirming the assessments for fiscal year 2015-16. If so confirmed and approved, the assessments will be submitted to the Santa Barbara County Auditor/Controller for inclusion on the property tax rolls for Fiscal Year 2015-16.

The Assessment District is narrowly drawn to include only properties that benefit from the additional fire protection services that are provided by the assessment funds. The

Assessment Diagram included in this report shows the boundaries of the Assessment District.

In 2008 per California Public Resource Code 4201-4204 and Government Code 51175 - 89, the Office of the State Fire Marshal (OSFM) completed an analysis to identify Local Responsibility Area areas of Very High Fire Hazard Severity Zones (VHFHSZ) within the City of Santa Barbara. Discussions between OSFM and the City of Santa Barbara Fire Department were concluded in 2010. As a result additional parcels have been added to the 2004 City of Santa Barbara high fire hazard area, Foothill Zone. These additional parcels are not included in the Wildland Fire Suppression Assessment District at this time, and Services provided to these parcels are not funded from this assessment.

PROPOSITION 218

This assessment was formed consistent with Proposition 218, The Right to Vote on Taxes Act, which was approved by the voters of California on November 6, 1996, and is now Article XIIC and XIID of the California Constitution. Proposition 218 provides for benefit assessments to be levied to fund the cost of providing services, improvements, as well as maintenance and operation expenses to a public improvement which benefits the assessed property.

Proposition 218 describes a number of important requirements, including a property-owner balloting, for the formation and continuation of assessments, and these requirements were satisfied by the process used to establish this assessment.

SILICON VALLEY TAXPAYERS ASSOCIATION, INC. V SANTA CLARA COUNTY OPEN SPACE AUTHORITY

In July of 2008, the California Supreme Court issued its ruling on the Silicon Valley Taxpayers Association, Inc. v. Santa Clara County Open Space Authority (“SVTA vs. SCCOSA”) case. This ruling is the most significant legal decision clarifying Proposition 218. Several of the most important elements of the ruling included further emphasis that:

- Benefit assessments are for special, not general benefit
- The services and/or improvements funded by assessments must be clearly defined
- Special benefits are directly received by and provide a direct advantage to property in the Assessment District

This Engineer’s Report is consistent with the SVTA vs. SCCOSA decision and with the requirements of Article XIIC and XIID of the California Constitution because the Services to be funded are clearly defined; the Services are available to all benefiting property in the Assessment District, the benefiting property in the Assessment District will directly and tangibly benefit from improved protection from fire damage, increased safety of property and other special benefits and such special benefits provide a direct advantage to property in the Assessment District that is not enjoyed by the public at large or other property.

There have been a number of clarifications made to the analysis, findings and supporting text in this Report to ensure that this consistency is well communicated.

DAHMS V. DOWNTOWN POMONA PROPERTY

On June 8, 2009, the Court of Appeal for the Second District of California amended its original opinion upholding a benefit assessment district for property in the downtown area of the City of Pomona. On July 22, 2009, the California Supreme Court denied review and the court's decision in Dahms became binding precedent for assessments. In Dahms, the court upheld an assessment that conferred a 100% special benefit to the assessed parcels on the rationale that the services and improvements funded by the assessments were provided directly and only to property in the assessment district over and above those services or improvements provided by the city generally.

BONANDER V. TOWN OF TIBURON

On December 31, 2009, the 1st District Court of Appeal overturned a benefit assessment approved by property owners to pay for placing overhead utility lines underground in an area of the Town of Tiburon. The Court invalidated the assessments on the ground that the assessments had been apportioned to assessed property based, in part, on relative costs within sub-areas of the assessment district instead of proportional special benefits.

BEUTZ V. COUNTY OF RIVERSIDE

On May 26, 2010 the 4th District Court of Appeals issued a decision on the Steven Beutz v. County of Riverside ("Beutz") appeal. This decision overturned an assessment for park maintenance in Wildomar, California, primarily because the general benefits associated with improvements and services were not explicitly calculated, quantified and separated from the special benefits.

GOLDEN HILL NEIGHBORHOOD ASSOCIATION V. CITY OF SAN DIEGO

On September 22, 2011, the San Diego Court of Appeal issued a decision on the Golden Hill Neighborhood Association v. City of San Diego appeal. This decision overturned an assessment for street and landscaping maintenance in the Greater Golden Hill neighborhood of San Diego, California. The court described two primary reasons for its decision. First, like in Beutz, the court found the general benefits associated with services were not explicitly calculated, quantified and separated from the special benefits. Second, the court found that the City had failed to record the basis for the assessment on its own parcels.

COMPLIANCE WITH CURRENT LAW

This Engineer's Report is consistent with the requirements of Article XIIIC and XIID of the California Constitution and with the SVTA decision because the Services to be funded are clearly defined; the Services are available to and will be directly provided to all benefiting property in the Assessment District; and the Services provide a direct advantage to property in the Assessment District that would not be received in absence of the Assessments.

This Engineer's Report is consistent with Dahms because, similar to the Downtown Pomona assessment validated in Dahms, the Services will be directly provided to property in the Assessment District. Moreover, while Dahms could be used as the basis for a finding of 0% general benefits, this Engineer's Report establishes a more conservative measure of general benefits.

The Engineer's Report is consistent with Bonander because the Assessments have been apportioned based on the overall cost of the Services and proportional special benefit to each property. Finally, the Assessments are consistent with Buetz because the general benefits have been explicitly calculated and quantified and excluded from the Assessments.

DESCRIPTION OF SERVICES

The City of Santa Barbara Fire Department provides a range of fire protection, prevention, and educational services to the City and its residents.

The following is a description of the wildland fire suppression Services that are provided for the benefit of property within the Assessment District. Prior to the passage of the assessment in 2006, the baseline level of service was below the standard described in the City's 2004 Wildland Fire Plan. Due to inadequate funding, the level of service continued to diminish and would have diminished further had this assessment not been instituted. With the passage of this assessment, the services were enhanced significantly. The formula below describes the relationship between the final level of improvements, the baseline level of service (pre 2006) had the assessment not been instituted, and the enhanced level of improvements funded by the assessment.

Final Level of Service	=	Baseline Level of Service	+	Enhanced Level of Service
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Baseline level of service is pre-2006.

The services (the "Services") undertaken by the City of Santa Barbara Fire Department and the cost thereof paid from the levy of the annual assessment provide special benefit to Assessor Parcels within the Assessment District as defined in the Method of Assessment herein. In addition to the definitions provided by the California Government Code Section 50078 et. seq., (the "Code") the Services are generally described as follows:

- Expansion of the vegetation road clearance program to cover all public roads within the Foothill and Extreme Foothill Zones. This program reduces fuel, enhance evacuation routes, and decrease fire response times
- Implementation of a defensible space and fire prevention inspection and chipping assistance program for all properties in the Foothill and Extreme Foothill Zones
- Implementation of a vegetation management program in the Foothill and Extreme Foothill Zones

As applied herein, "vegetation road clearance" means the treatment, clearing, reducing, or changing of vegetation near roadways in the Foothill and Extreme Foothill Zones where vegetation poses a fire hazard and does not meet Fire Department Vegetation Road Clearance Standards within the high fire hazard area (As provided in Santa Barbara Municipal Code Section 8.04).

"Defensible space" is a perimeter created around a structure where vegetation is treated, cleared or reduced to slow the spread of wildfire towards a structure, reduce the chance of

a structure fire burning to the surrounding area, and provides a safe perimeter for firefighters to protect a structure (As provided in Chapter 49 of the California Fire Code, as adopted by the City of Santa Barbara pursuant to Santa Barbara Municipal Code Section 8.04).

“Vegetation management” means the reduction of fire hazard through public education, vegetation hazard reduction, and other methods as needed to manage vegetation in areas with unique hazards such as heavy, flammable vegetation, lack of access due to topography and roads, and/or firefighter safety.

COST AND BUDGET

FIGURE 2 - COST AND BUDGET FY 2015-16

CITY OF SANTA BARBARA Wildland Fire Suppression Assessment Estimate of Costs		<i>Total Budget</i>
Services Costs		
Evacuation Planning - Evacuation Roadway Clearing		
Staffing		\$46,352
Materials		\$4,000
Project Costs		\$45,000
Defensible Space		
Staff		\$36,000
Materials		\$6,000
Chipping Program		\$36,000
Vegetation Management		
Staffing		\$40,534
Project		\$48,733
Totals for Installation, Maintenance and Servicing		\$262,619
Less: District Contribution for General Benefits		(\$20,221)
Net Cost of Installation, Maintenance and Servicing to Assessment District		\$242,398
Incidental Costs:		
District Administration and Project Management		\$6,150
Allowance for County Collection		\$3,498
Subtotals - Incidentals		\$9,648
Total Wildland Fire Suppression District Budget (Net Amount to be Assessed)		\$252,046
Assessment District Budget Allocation to Parcels		
Total Assessment Budget		\$252,046
Single Family Equivalent Benefit Units in District		3,305
Assessment per Single Family Equivalent Unit (SFE)		\$ 76.27

METHOD OF APPORTIONMENT

METHOD OF APPORTIONMENT

This section includes an explanation of the special benefits derived from the Services, the criteria for the expenditure of assessment funds and the methodology used to apportion the total assessments to properties within the Assessment District.

The Assessment District area consists of all Assessor Parcels within the Foothill and Extreme Foothill zones of the High Fire Hazard Area as defined by the 2004 Wildland Fire Plan. The method used for apportioning the assessment is based upon the proportional special benefits from the Services derived by the properties in the assessment area over and above general benefits conferred on real property or to the public at large. Special benefit is calculated for each parcel in the Assessment District using the following process:

1. Identification of all benefit factors derived from the Improvements
2. Calculation of the proportion of these benefits that are general
3. Determination of the relative special benefit within different areas within the Assessment District
4. Determination of the relative special benefit per property type
5. Calculation of the specific assessment for each individual parcel based upon special vs. general benefit; location, property type, property characteristics, improvements on property and other supporting attributes

DISCUSSION OF BENEFIT

California Government Code Section 50078 et. seq. allows agencies which provide fire suppression services, such as the City of Santa Barbara Fire Department, to levy assessments for fire suppression services. Section 50078 states the following:

“Any local agency which provides fire suppression services directly or by contract with the state or a local agency may, by ordinance or by resolution adopted after notice and hearing, determine and levy an assessment for fire suppression services pursuant to this article.”

In addition, California Government Code Section 50078.1 defines the term “fire suppression” as follows:

“(c) “Fire suppression” includes firefighting and fire prevention, including, but not limited to, vegetation removal or management undertaken, in whole or in part, for the reduction of a fire hazard.”

Therefore, the Services provided by the Assessment District fall within the scope of services that may be funded by assessments under the Code.

The assessments can only be levied based on the special benefit to property. This benefit is received by property over and above any general benefits. Moreover, such benefit is not based on any one property owner's specific use of the Services or a property owner's specific demographic status. With reference to the requirements for assessments, Section 50078.5 of the California Government Code states:

"(b) The benefit assessment shall be levied on a parcel, class of improvement to property, or use of property basis, or a combination thereof, within the boundaries of the local agency, zone, or area of benefit."

"The assessment may be levied against any parcel, improvement, or use of property to which such services may be made available whether or not the service is actually used."

Proposition 218, as codified in Article XIID of the California Constitution, has confirmed that assessments must be based on the special benefit to property:

"No assessment shall be imposed on any parcel which exceeds the reasonable cost of the proportional special benefit conferred on that parcel."

Since assessments are levied on the basis of special benefit, they are not a tax and are not governed by Article XIII A of the California Constitution.

The following section describes how and why the Services specially benefit properties. This benefit is particular and distinct from its effect on property in general or the public at large.

BENEFIT FACTORS

In order to allocate the assessments, the Engineer identified the types of special benefit arising from the Services that are provided to property in the Assessment District. These benefit factors confer a direct advantage to the assessed properties; otherwise they would be general benefit.

The following benefit categories have been established that represent the types of special benefit conferred to residential, commercial, industrial, institutional and other lots and parcels resulting from the services to reduce the severity and damage from wildland fires that are provided in the Assessment District. These categories of special benefit are derived from the statutes passed by the California Legislature and other studies, which describe the types of special benefit received by property from the Services of the Assessment District. These types of special benefit are summarized as follows:

INCREASED SAFETY AND PROTECTION OF REAL PROPERTY ASSETS FOR ALL PROPERTY OWNERS WITHIN THE ASSESSMENT DISTRICT.

As summarized previously, properties in the Assessment District are currently at higher risk for wildland fires. Uncontrolled fires would have a devastating impact on all properties within the Assessment District. The assessments fund an increase in services to mitigate the wildland fire threat, and thereby can significantly reduce the risk of property damage associated with fires. Clearly, fire mitigation helps to protect and specifically benefits both improved properties and vacant properties in the Assessment District.

*"Fire is the largest single cause of property loss in the United States. In the last decade, fires have caused direct losses of more than \$120 billion and countless billions more in related cost."*¹

*"Over 140,000 wildfires occurred on average each year, burning a total of almost 14.5 million acres. And since 1990, over 900 homes have been destroyed each year by wildfires."*²

*"A wildfire sees your home as just another fuel source. The survivable space you construct around your home will keep all but the most ferocious wildfires at bay."*³

*"A reasonably disaster-resistant America will not be achieved until there is greater acknowledgment of the importance of the fire service and a willingness at all levels of government to adequately fund the needs and responsibilities of the fire service."*⁴

*"The strategies and techniques to address fire risks in structures are known. When implemented, these means have proven effective in the reduction of losses."*⁵

*"Statistical data on insurance losses bears out the relationship between excellent fire protection...and low fire losses."*⁶

PROTECTION OF VIEWS, SCENERY AND OTHER RESOURCE VALUES, FOR PROPERTY IN THE ASSESSMENT DISTRICT

The Assessment District provides funding for the mitigation of the wildland fire threat to protect public and private resources in the Assessment District. This benefits even those properties that are not directly damaged by fire by maintaining and improving the aesthetics and attractiveness of public and private resources in the community, as well as ensuring that such resources remain safe and well maintained.

*"Intensely burned forests are rarely considered scenic."*⁷

*"Smoke affects people...for example; in producing haze that degrades the visual quality of a sunny day...The other visual quality effect is that of the fire on the landscape. To many people, burned landscapes are not attractive and detract from the aesthetic values of an area."*⁸

*"A visually preferred landscape can be the natural outcome of fuels treatments."*⁹

ENHANCED UTILITY AND DESIRABILITY OF THE PROPERTIES IN THE ASSESSMENT DISTRICT.

The assessments fund Services to reduce the severity and damage from wildland fires in the Assessment District. Such Services enhance the overall utility and desirability of the properties in the Assessment District.

“Residential satisfaction surveys have found that having nature near one’s home is extremely important in where people choose to live...This is especially true at the wildland-urban interface where some of the most serious fuels management must occur.”¹⁰

“People are coming to the [Bitterroot] valley in part because of its natural beauty which contributes to the quality of life that so many newcomers are seeking.”¹¹

BENEFIT FINDING

In summary, real property located within the boundaries of the Assessment District distinctly and directly benefits from increased safety and protection of real property, increased protection of scenery and views, and enhanced utility of properties in the Assessment District. These are special benefits to property in much the same way that sewer and water facilities, sidewalks and paved streets enhance the utility and desirability of property and make them more functional to use, safer and easier to access.

GENERAL VERSUS SPECIAL BENEFIT

Article XIII C of the California Constitution requires any local agency proposing to increase or impose a benefit assessment to “separate the general benefits from the special benefits conferred on a parcel.” The rationale for separating special and general benefits is to ensure that property owners subject to the benefit assessment are not paying for general benefits. The assessment can fund special benefits but cannot fund general benefits. Accordingly, a separate estimate of the special and general benefit is given in this section.

In other words:

Total Benefit	=	General Benefit	+	Special Benefit
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There is no widely-accepted or statutory formula for general benefit. General benefits are benefits from improvements or services that are not special in nature, are not “particular and distinct” and are not “over and above” benefits received by other properties. SVTA vs. SCCOSA provides some clarification by indicating that general benefits provide “an indirect, derivative advantage” and are not necessarily proximate to the improvements.

The starting point for evaluating general and special benefits is the pre 2006 baseline level of service, had the assessment not been approved by the community. The assessment

will fund Services “over and above” this general, baseline level and the special benefits estimated in this section are over and above the baseline.

A formula to estimate the general benefit is listed below:

General Benefit	=	Benefit to real property outside of improvement district	+	Benefit to real property inside of improvement district	+	Benefit to public at large
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Special benefit, on the other hand, is defined in the state constitution as “a particular and distinct benefit over and above general benefits conferred on real property located in the district or to the public at large.” The *SVTA v. SCCOSA* decision indicates that a special benefit is conferred to a property if it “receives a direct advantage from the improvement (e.g., proximity to a park).” In this assessment, as noted, the improved Services are available when needed to all properties in the Assessment District, so the overwhelming proportion of the benefits conferred to property is special, and are only minimally received by property outside the Assessment District or the public at large.

Proposition 218 twice uses the phrase “over and above” general benefits in describing special benefit. (Art. XIID, sections 2(i) & 4(f).) Arguably, all of the Services being funded by the assessment would be a special benefit because the Services particularly and distinctly benefit the properties in the Assessment District over and above the baseline benefits.

Nevertheless, arguably some of the Services benefit the public at large and properties outside the Assessment District. In this report, the general benefit is conservatively estimated and described, and then budgeted so that it is funded by sources other than the assessment.

(In the 2009 *Dahms* case, the court upheld an assessment that conferred a 100% special benefit to the assessed parcels on the rationale that the services and improvements funded by the assessments were provided directly and only to property in the assessment district over and above those services or improvements provided by the city generally. Similarly, the Assessments described in this Engineer’s Report fund wildland fire services directly and only to the assessed parcels located within the assessment area. Moreover, every property within the Assessment District will receive the Services. While the *Dahms* decision would permit an assessment based on 100% special benefit and zero or minimal general benefits, in this report, the general benefit is estimated and described and budgeted so that it is funded by sources other than the Assessment.)

CALCULATING GENERAL BENEFIT

This section provides a measure of the general benefits from the assessments

BENEFIT TO PROPERTY OUTSIDE THE ASSESSMENT DISTRICT

Properties within the Assessment District receive almost all of the special benefits from the Services because the Services will be provided solely in the Assessment District boundaries. Properties proximate to, but outside of, the boundaries of the Assessment District receive some benefit from the Services due to some degree of indirectly reduced fire risk to their property. These parcels that are proximate to the boundaries of the Assessment District are estimated to receive less than 50% of the benefits relative to parcels within the Assessment District because they do not directly receive the improved fire protection resulting from the Services funded by the Assessments.

At the time the Assessment District was formed, there were approximately 550 of these “proximate” properties.

Assumptions:

550 parcels outside the district but proximate to the District Boundaries

3,550 parcels in the Assessment District.

50% relative benefit compared to property within the Assessment District.

Calculation:

General Benefit to property outside the Assessment District

$$= (550/(550+3,550))*0.5=6.7\%$$

Although it can reasonably be argued that properties protected inside, but near the Assessment District boundaries are offset by similar fire protection provided outside, but near the Assessment District’s boundaries, we use the more conservative approach of finding that 6.7% of the Services may be of general benefit to property outside the Assessment District.

BENEFIT TO PROPERTY *INSIDE* THE DISTRICT THAT IS *INDIRECT AND DERIVATIVE*

The “indirect and derivative” benefit to property within the Assessment District is particularly difficult to calculate. A solid argument can be presented that all benefit within the Assessment District is special, because the Services are clearly “over and above” and “particular and distinct” when compared with the pre-2006 baseline level of Services, had the assessment district not passed.

In determining the Assessment District boundaries, the District has been careful to limit it to an area of parcels that will directly receive the benefit of the improved Services. All

parcels will directly benefit from the use of the improved Services throughout the Assessment District in order to achieve the desired level of wildland fire suppression and protection throughout the Assessment District. Fire protection and suppression will be provided as needed throughout the area.

The SVTA vs. SCCOSA decision indicates that the fact that a benefit is conferred throughout the Assessment District area does not make the benefit general rather than special, so long as the Assessment District is narrowly drawn and limited to the parcels directly receiving shared special benefits from the service. This concept is particularly applicable in situations involving a landowner-approved assessment-funded extension of a local government service to benefit lands previously not receiving that particular service. The Fire Department therefore concludes that, other than the small general benefit to properties outside the Assessment District (discussed above) and to the public at large (discussed below), all of the benefits of the Services to the parcels within the Assessment District are special benefits and it is not possible or appropriate to separate any general benefits from the benefits conferred on parcels in the Assessment District.

BENEFIT TO THE PUBLIC AT LARGE

With the type and scope of Services provided to the Assessment District, it is very difficult to calculate and quantify the scope of the general benefit conferred on the public at large. Because the Services directly serve and benefit all of the property in the Assessment District, any general benefit conferred on the public at large would be small. Nevertheless, there may be some indirect general benefit to the public at large.

The public at large uses the public highways and other regional facilities when traveling in and through the Assessment District and they may benefit from the services without contributing to the assessment. Although the protection of this critical infrastructure is certainly a benefit to all the property within the Assessment District, it is arguably “indirect and derivative” and possibly benefits people rather than property. A fair and appropriate measure of the general benefit to the public at large therefore is the amount of highway, and regional facilities within the Assessment District relative to the overall land area. An analysis of maps of the Assessment District shows that less than 1.0% of the land area in the Assessment District is covered by highways and regional facilities. This 1.0% therefore is a fair and appropriate measure of the general benefit to the public at large within the Assessment District

SUMMARY OF GENERAL BENEFITS

Using a sum of the measures of general benefit for the public at large and land outside the Assessment District, we find that approximately 7.7% of the benefits conferred by the Assessment District may be general in nature and should be funded by sources other than the assessment.

General Benefit Calculation

6.7%	(Outside the Assessment District)
+ 0.0%	(Inside the district – indirect and derivative)
+ 1.0%	(Public at Large)
= 7.7%	(Total General Benefit)

The Assessment District's total budget for 2015-16 is \$262,619. The Assessment District must obtain funding from sources other than the assessment in the amount of at least \$20,221 ($\$262,619 \times 7.7\%$) to pay for the cost of the general benefits. This is because the assessments levied by the Fire Department may not exceed the special benefits provided by the Services, and the Assessment Engineer concluded that a combined total of 7.7% of the cost of Services provide a general benefit to properties outside the Assessment District and a benefit to the public at large. For Fiscal Year 2015-16, the City will contribute at least \$20,221, or 7.7% of the total Assessment District budget, to the Assessment District from sources other than this assessment. This contribution constitutes more than the 7.7% general benefits estimated by the Assessment Engineer.

ZONES OF BENEFIT

Initially, the Fire Department evaluated the geographic area within and around the City limits (including the City of Santa Barbara, Santa Barbara County, Montecito and National Forest lands) based upon three fire hazard risk variables: vegetation (fuel), topography and weather. This analysis was used to narrowly determine the boundaries of the "high fire hazard area." Further, zones were narrowly drawn within the high fire hazard area and graded "extreme," "high," "moderate" or "low". Next, the Fire Department evaluated the roof type, proximity of structures, road systems, water supply, fire response times and historic fire starts within the high fire hazard area and developed 4 specific zones:

- Extreme Foothill Zone
- Foothill Zone
- Coastal Zone
- Coastal Interior Zone

These zones were used to apply appropriate policies and actions based upon hazard and risk. The results of this analysis were tabulated and presented in Tables 2 through 4 in the 2004 Wildland Fire Plan.

Accordingly, "Zones of Benefit" corresponding to the fire risk zones are used to equitably assign special benefit, and are used for the basis of the "Fire Risk Factors" discussed below. Each zone was narrowly drawn, and has been given a score, based upon the evaluated risk criteria, as shown in Figure 3. (The assessment provides Services in the Extreme Foothill Zone and the Foothill Zone only.)

FIGURE 3 - RELATIVE HAZARD/RISK SCORING FOR HIGH FIRE HAZARD AREA ZONES

Hazard/Risk Attribute	Extreme Foothill Zone	Foothill Zone	Coastal Zone	Coastal Interior Zone
Combined Hazard Assessment - vegetation (fuel), topography, weather*	40	30	20	10
Roof Type**	1	2	2	3
Proximity	1	3	1	3
Road	3	3	1	1
Water	3	1	1	1
Response	3	2	2	2
Ignitions	1	1	1	1
Total Score	52	42	28	21

* The Hazard Assessment element of this analysis is the most significant. Scores have been "weighted" by a factor of 10.

** In the Extreme Foothill Zone fire retardant roofing materials are more prevalent, resulting in lower risk in this area.

Figure 4 shows the numeric scoring system used to develop the relative total scores.

FIGURE 4 - SCORING SYSTEM

Qualitative Score	Numeric Score
Very High	4
High	3
Moderate	2
Low	1

The total relative scores for each zone are tabulated and normalized, based up the Foothill Zone, and shown in Figure 5.

FIGURE 5 - WILDLAND FIRE RISK FACTORS

Zone	Raw Score	Wildland Fire Risk Factor
Extreme Foothill Zone	52	1.24
Foothill Zone	42	1.00
Coastal Zone**	28	.67
Coastal Interior Zone**	21	.50

**Coastal Zone and Coastal Interior Zone are included in this analysis for clarity; however these zones are not included in the Assessment District.

ASSESSMENT APPORTIONMENT

In the process of determining the appropriate method of assessment, the Assessment Engineer considered various alternatives. For example, an assessment only for all residential improved property was considered but was determined to be inappropriate because vacant, commercial, industrial and other properties also receive special benefits from the assessments.

Moreover, a fixed or flat assessment for all properties of similar type was deemed to be inappropriate because larger commercial/industrial properties and residential properties with multiple dwelling units receive a higher degree of benefit than other similarly used properties that are significantly smaller. For two properties used for commercial purposes, there clearly is a higher benefit provided to the larger property in comparison to a smaller commercial property because the larger property generally supports a larger building and has higher numbers of employees, customers and guests that benefit from reduced wildland fire risk. This benefit ultimately flows to the property. Larger parcels, therefore, receive an increased benefit from the assessments.

The Assessment Engineer determined that the appropriate method of assessment should be based on the type of property, the relative size of the property and the potential use of property by residents and employees. This method is further described below.

METHOD OF ASSESSMENT

The next step in apportioning assessments is to determine the relative special benefit for each property. This process involves determining the relative benefit received by each property in relation to a "benchmark" property, a single family detached dwelling on one parcel of one acre or less in the Foothill Zone (one "Single Family Equivalent Benefit Unit" or "SFE"). This SFE methodology is commonly used to distribute assessments in proportion to estimated special benefits and is generally recognized as providing the basis for a fair and appropriate distribution of assessments. In this Engineer's Report, all

properties are assigned an SFE value, which is each property's relative benefit in relation to a single family home on one parcel.

The relative benefit to properties from fire related Services is:

EQUATION 1 – RELATIVE BENEFIT TO PROPERTIES

$\text{Benefit} \approx \sum (\text{Fire Risk Factors}) * \sum (\text{Structure Value Factors})$
--

That is, the benefit conferred to property is the “sum” the risk factors multiplied by the “sum” of the structure values factors.

FIRE RISK FACTORS

Typical fire assessments (non-wildland) are evaluated based upon the fire risk of a certain property type. These evaluations consider factors such as use of structure (e.g. used for cooking), type of structure (centralized heating), etc.

Wildland fires, on the other hand, are initiated largely from external ignitions and are far less affected by structural, mechanical and electrical systems inherent to the building (except roof type). The principle Wildland fire risk factors are:

- Vegetation (fuel)
- Topography
- Weather
- Roof type
- Proximity of Structure
- Road Systems
- Water Supply
- Response
- Ignitions

These factors were fully evaluated in the 2004 Wildland Fire Plan and are manifested in the relative zone scores as shown in Figures 3, 4 and 5, above. Hence, the Fire Risk Factor for all properties within the Foothill Zone is 1.00 and the Fire Risk Factor for all properties in the Extreme Foothill Zone is 1.24.

STRUCTURE VALUE FACTORS

The relative value of different property types was evaluated within the high fire hazard area to determine the Structure Value Factor according to the following formula:

EQUATION 2 - STRUCTURE VALUE FACTORS

$$\sum (\text{Structure Value Factors}) \approx (\text{Structure Weighting Factor}) * (\text{Average Improved Value}) * (\text{Land Weighting Factor}) * (\text{Average Total Value}) * (\text{Unit Density Factor})$$

Where:

“Structure Weight Factor” = 10 to “weight” relative importance of structure over land.

“Average Improved Value” is average of value of all improvements (e.g. structures), per property type, as provide by County Assessor records.

Land Weighting Factor = 1

“Average Total Value” is average of value of all land + improvements (e.g. structures), per property type, as provide by County Assessor records. County assessor land values were not used directly because experience has shown total values to be more comprehensive.

Unit Density Factor corresponds values with units (i.e. “per residential unit” or “per acre”) based upon effective density of structure on parcel.

Figure 6 below is a tabulation of the Structure values for each property type as defined by Equation 2, above.

FIGURE 6 – STRUCTURE VALUE FACTORS

Property Type	Structure Value Factor	Unit
Single Family	1.0000	per each*
Multi-Family	0.3683	per res. unit
Commercial/Industrial	0.8187	per acre
Office	0.7058	per acre
Institutional	0.3841	per each
Storage	0.0952	per acre
Agricultural	0.0809	per acre
RangeLand	0.0181	per acre
Vacant	0.0324	per each

*for homes on an acre or less. For homes on more than one acre, the Structure Value Factor is increased by 0.0809 per acre

RESIDENTIAL PROPERTIES

All improved residential properties with a single residential dwelling unit on one acre or less are assigned one Single Family Equivalent or 1.0 SFE in the Foothill Zone. In the Extreme Foothill Zone, all improved residential properties on one acre or less are assessed 1.24 SFEs (See Table 5). Residential properties on parcels that are larger than 1 acre receive additional benefit and are assigned additional SFEs on a “per acre” basis. Detached or attached houses, zero-lot line houses and town homes are included in this category.

Properties with more than one residential unit are designated as multi-family residential properties. These properties benefit from the Services in proportion to the number of dwelling units that occupy each property. The relative benefit for multi-family properties was determined as per Equation 1 to be 0.3683 SFEs per residential unit in the Foothill Zone and 0.4567 per residential unit in the Extreme Foothill Zone. This rate applies to condominiums as well.

COMMERCIAL/INDUSTRIAL & OFFICE PROPERTIES

Commercial and industrial properties are assigned benefit units per acre, since there is a relationship between parcel size, structure size and relative benefits. The relative benefit for commercial and industrial properties was determined as per Equation 1 to be 0.8187 SFEs per acre in the Foothill Zone and 1.0151 per acre in the Extreme Foothill Zone. The relative benefit for office properties was determined as per Equation 1 to be 0.7058 SFEs per acre in the Foothill Zone and 0.8751 per acre in the Extreme Foothill Zone.

VACANT/UNDEVELOPED, OPEN SPACE AND AGRICULTURAL PROPERTIES

The relative benefit for vacant properties was determined as per Equation 1 to be 0.0324 SFEs per parcel in the Foothill Zone and 0.04012 per parcel in the Extreme Foothill Zone. Open space and agricultural land have minimal improvements and few, if any; structures that require defensible space, and are assigned benefit “per acre.” The relative benefit for open space properties was determined as per Equation 1 to be 0.0181 SFEs per acre in the Foothill Zone and 0.0224 per acre in the Extreme Foothill Zone. The relative benefit for agricultural properties was determined as per Equation 1 to be 0.0809 SFEs per acre in the Foothill Zone and 0.1002 per acre in the Extreme Foothill Zone.

OTHER PROPERTIES

Institutional properties, such as publicly owned properties (and are used as such), for example, churches, are assessed at 0.3841 per parcel in the Foothill zone and 0.4762 per Parcel in the Extreme Foothill zone. The relative benefit for storage properties was determined as per Equation 1 to be 0.0952 SFEs per acre in the Foothill Zone and 0.1180 per acre in the Extreme Foothill Zone.

Article XIID, Section 4 of the California Constitution states that publicly owned properties shall not be exempt from assessment unless there is clear and convincing evidence that those properties receive no special benefit.

All public properties that are specially benefited are assessed. Publicly owned property that is used for purposes similar to private residential, commercial, industrial or institutional uses is benefited and assessed at the same rate as such privately owned property.

SUMMARY OF BENEFITS FOR EACH PROPERTY TYPE

Figure 7 summarizes the relative benefit for each property type.

FIGURE 7 - RELATIVE BENEFIT FACTORS FOR FOOTHILL AND EXTREME FOOTHILL ZONES

	Foothill Zone		Extreme Foothill Zone	
Property Type	Benefit Factors (SFEs)	Unit	Benefit Factors (SFEs)	Unit
Single Family	1.0000	per each	1.2400	per each
Multi-Family	0.3683	per unit	0.4567	per unit
Commercial/Industrial	0.8187	per acre	1.0152	per acre
Office	0.7058	per acre	0.8752	per acre
Institutional	0.3841	per each	0.4763	per each
Storage	0.0952	per acre	0.1181	per acre
Agricultural	0.0809	per acre	0.1003	per acre
RangeLand	0.0181	per acre	0.0225	per acre
Vacant	0.0324	per each	0.0402	per each

APPEALS OF ASSESSMENTS LEVIED TO PROPERTY

Any property owner who feels that the assessment levied on the subject property is in error as a result of incorrect information being used to apply the foregoing method of assessment may file a written appeal with the Fire Chief of the City of Santa Barbara Fire Department or his or her designee. Any such appeal is limited to correction of an assessment during the then current fiscal year. Upon the filing of any such appeal, the Chief or his or her designee will promptly review the appeal and any information provided by the property owner. If the Chief or his or her designee finds that the assessment should be modified, the appropriate changes shall be made to the assessment roll. If any such changes are approved after the assessment roll has been filed with the County for collection, the Chief or his or her designee is authorized to refund to the property owner the amount of any approved reduction. Any dispute over the decision of the Chief or his or her designee shall be referred to the City Council and the decision of the Council shall be final.

ADDITIONAL BACKGROUND ON RELATIVE BENEFIT

In essence, when property owners are deciding how to cast their ballot for a proposed assessment, each property owner must weigh the perceived value of the Services proposed to them and their property with the proposed cost of the assessment to their property. If property owners of a certain type of property are either opposed or in support of the assessment in much greater percentages than owners of other property types, this is an indication that, as a group, these property owners perceive that the proposed assessment has relatively higher or lower "utility" or value to their property relative to owners of other property types. One can also infer from these hypothetical ballot results, that the apportionment of benefit (and assessments) was too high or too low for that property type. In other words, property owners, by their balloting, ultimately indicate if they perceive the special benefits to their property to exceed the cost of the assessment, and,

as a group, whether the determined level of benefit and proposed assessment (the benefit apportionment made by the Assessment Engineer) is consistent with the level of benefits perceived by the owners of their type of property relative to the owners of other types of property.

DURATION OF THE ASSESSMENT

The duration of the assessment is one year, and may be continued each year by a vote of the City Council. The assessment cannot be increased in future years without approval from property owners in another assessment ballot proceeding, except for an annual adjustment tied to the change in the Los Angeles-Riverside-Orange County Area Consumer Price Index, not to exceed 4% per year.

CRITERIA AND POLICIES

This sub-section describes the criteria that shall govern the expenditure of assessment funds and ensures equal levels of benefit for properties of similar type. The criteria established in this Report, as finally confirmed, cannot be substantially modified; however, the Council may adopt additional criteria to further clarify certain criteria or policies established in this Report or to establish additional criteria or policies that do not conflict with this Report.

ASSESSMENT FUNDS MUST BE EXPENDED WITHIN THE FOOTHILL AND EXTREME FOOTHILL ZONES

The net available assessment funds, after incidental, administrative, financing and other costs, shall be expended exclusively for Services within the boundaries of the Assessment District, namely, the Foothill and Extreme Foothill Zones.

EXISTING GENERAL FUNDS

Prior to formation, Wildland Fire Services were funded with approximately \$200,000 from the City of Santa Barbara general fund. The intent of the program is that this general fund revenue will be maintained by the City to the extent feasible and the assessment will augment the current funding and services. Further, a portion of the general fund revenue is needed to pay for any and all general benefits from the wildland fire Services, as described above.

ASSESSMENT

WHEREAS, the City Council of the City of Santa Barbara is proceeding with the proposed levy of assessments under California Government Code sections 50078 et seq. (the "Code") and Article XIID of the California Constitution (the "Article");

WHEREAS, the undersigned Engineer of Work has prepared and filed a report presenting an estimate of costs, a diagram for the Assessment District and an assessment of the estimated costs of the Services upon all assessable parcels within the Assessment District;

NOW, THEREFORE, the undersigned, by virtue of the power vested in me under said Code and Article and the order of the Council of said City, hereby make the following assessment to cover the portion of the estimated cost of said Services, and the costs and expenses incidental thereto to be paid by the Assessment District.

The amount to be paid for said Services and the expense incidental thereto, to be paid by the Assessment District for the fiscal year 2015-16 is generally as follows:

SUMMARY COST ESTIMATE FY 2015-16

Budget	
Evacuation Planning – Evacuation Roadway Clearing	\$95,352
Defensible Space	\$78,000
Vegetation Management	\$89,267
Total for Installation, Maintenance and Servicing	\$262,619
Less: Contribution for General Benefits	(\$20,221)
Incidental Costs:	
Administration and Project Management	\$6,150
Allowance for County collection	\$3,498
Subtotal – Incidentals	\$9,648
Total Wildland Fire Suppression Assessment Budget	\$252,046

An Assessment Diagram is hereto attached and made a part hereof showing the exterior boundaries of said Assessment District. The distinctive number of each parcel or lot of land in said Assessment District is its Assessor Parcel Number appearing on the Assessment Roll.

I do hereby assess and apportion said net amount of the cost and expenses of said Services, including the costs and expenses incident thereto, upon the parcels and lots of land within said Assessment District, in accordance with the special benefits to be received by each parcel or lot, from the Services, and more particularly set forth in the Cost

Estimate and Method of Assessment hereto attached and by reference made a part hereof.

The assessment is subject to an annual adjustment tied to the annual change in the Consumer Price Index for the Los Angeles-Riverside-Orange County Area as of January of each succeeding year, with the maximum annual adjustment not to exceed 4%.

In the event that the actual assessment rate for any given year is not increased by an amount equal to the maximum of 4% or the yearly CPI change plus any CPI change in previous years that was in excess of 4%, the maximum authorized assessment shall increase by this amount. In such event, the maximum authorized assessment shall be equal to the base year assessment as adjusted by the increase to the CPI, plus any and all CPI adjustments deferred in any and all prior years. The CPI change above 4% can be used in a future year when the CPI adjustment is below 4%. For 2015-16, the allowable CPI increase is 0.72%.

Hence, the proposed rates for 2015-16 will increase by 0.72% from the 2014-15 rates – from \$75.72 to \$76.27 per single family home in the Foothill Zone and from \$93.89 to \$94.57 per single family home in the Extreme Foothill Zone. The total revenue derived from the assessment is \$252,046 for 2015-16.

Each parcel or lot of land is described in the Assessment Roll by reference to its parcel number as shown on the Assessor's Maps of the City of Santa Barbara for the fiscal year 2015-16. For a more particular description of said property, reference is hereby made to the deeds and maps on file and of record in the office of the County Recorder of Santa Barbara County.

I hereby place opposite the Assessor Parcel Number for each parcel or lot within the Assessment Roll, the amount of the assessment for the fiscal year 2015-16 for each parcel or lot of land within the said Assessment District.

Dated: May 5, 2015



Engineer of Work

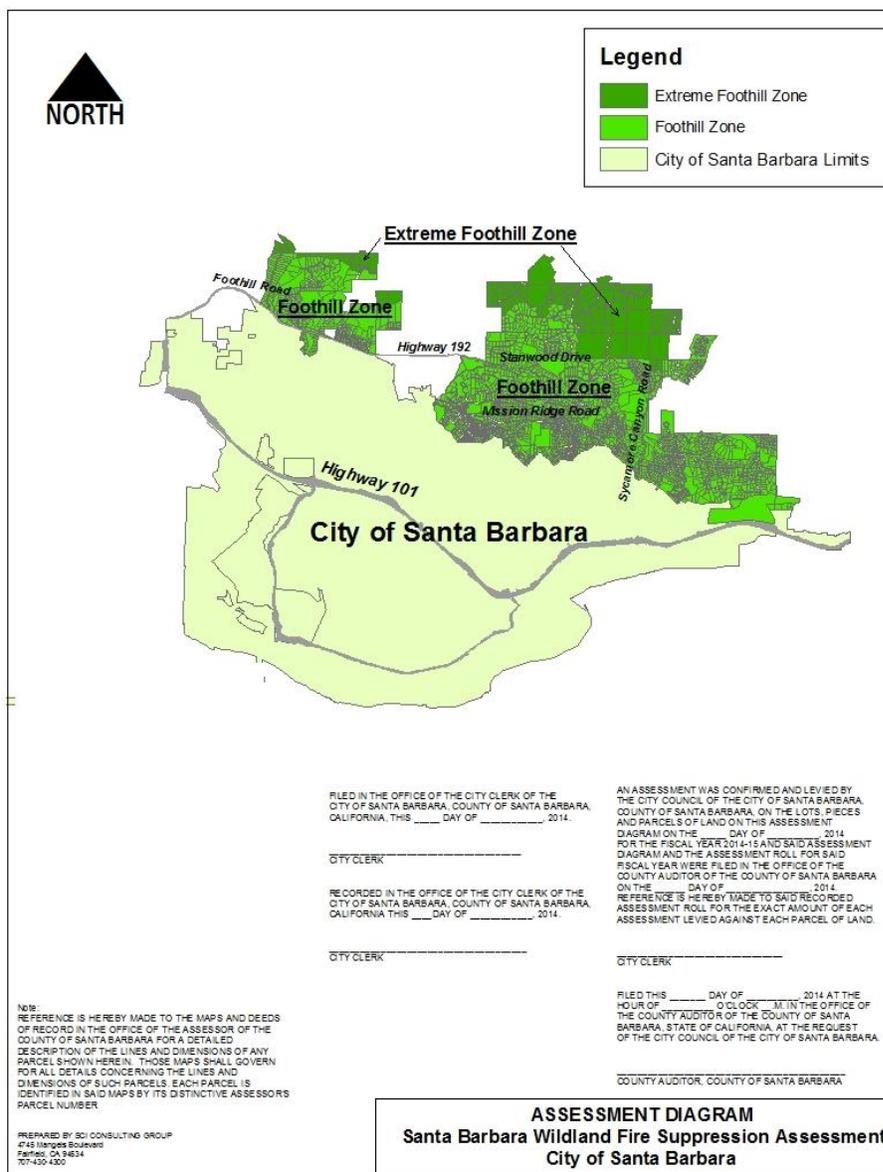
A handwritten signature in blue ink that reads "John W. Bliss". The signature is written over a faint horizontal line.

By

John W. Bliss, License No. C052091

ASSESSMENT DIAGRAM

The Assessment District includes all properties within the boundaries of the Wildland Fire Suppression District. The boundaries of the Assessment District are displayed on the following Assessment Diagram. The lines and dimensions of each lot or parcel within the Assessment District are those lines and dimensions as shown on the maps of the Assessor of the County of Santa Barbara, for fiscal year 2015-16, and are incorporated herein by reference, and made a part of this Diagram and this Report.



APPENDICES

APPENDIX A – ASSESSMENT ROLL, FY 2015-16

The Assessment Roll is made part of this report and is available for public inspection during normal office hours. Each lot or parcel listed on the Assessment Roll is shown and illustrated on the latest County Assessor records and these records are, by reference, made part of this report. These records shall govern for all details concerning the description of the lots of parcels.

APPENDIX B – CALIFORNIA GOVERNMENT CODE SECTION 50078 ET. SEQ.

50078. Any local agency which provides fire suppression services directly or by contract with the state or a local agency may, by ordinance or by resolution adopted after notice and hearing, determine and levy an assessment for fire suppression services pursuant to this article. The assessment may be made for the purpose of obtaining, furnishing, operating, and maintaining fire suppression equipment or apparatus or for the purpose of paying the salaries and benefits of firefighting personnel, or both, whether or not fire suppression services are actually used by or upon a parcel, improvement, or property.

50078.1. As used in this article:

(a) "Legislative body" means the board of directors, trustees, governors, or any other governing body of a local agency specified in subdivision (b).

(b) "Local agency" means any city, county, or city and county, whether general law or chartered, or special district, including a county service area created pursuant to the County Service Area Law, Chapter 2.2 (commencing with Section 25210.1) of Part 2 of Division 2 of Title 3.

(c) "Fire suppression" includes firefighting and fire prevention, including, but not limited to, vegetation removal or management undertaken, in whole or in part, for the reduction of a fire hazard.

50078.2. (a) The ordinance or resolution shall establish uniform schedules and rates based upon the type of use of property and the risk classification of the structures or other improvements on, or the use of, the property. The risk classification may include, but need not be limited to, the amount of water required for fire suppression on that property, the structure size, type of construction, structure use, and other factors relating to potential fire and panic hazards and the costs of providing the fire suppression by the district to that property. The assessment shall be related to the benefits to the property assessed.

(b) The benefit assessment levies on land devoted primarily to agricultural, timber, or livestock uses, and being used for the commercial production of agricultural, timber, or livestock products, shall be related to the relative risk to the land and its products. The amount of the assessment shall recognize normal husbandry practices that serve to mitigate risk, onsite or proximate water availability, response time, capability of the fire suppression service, and any other factors which reflect the benefit to the land resulting from the fire suppression service provided. A benefit assessment shall not be levied for wildland or watershed fire suppression on land located in a state responsibility area as defined in Section 4102 of the Public Resources Code. This subdivision is not applicable to any benefit assessment levied prior to January 1, 1984, on land devoted primarily to agricultural, timber, or livestock uses.

50078.3. Any ordinance or resolution adopted by a local agency pursuant to this article establishing uniform schedules and rates for assessments for fire suppression services

which substantially conforms with the model ordinance which the State Fire Marshal is authorized to adopt pursuant to Section 13111 of the Health and Safety Code shall be presumed to be in compliance with the requirements of Section 50078.2.

50078.4. The legislative body of the local agency shall cause to be prepared and filed with the clerk of the local agency a written report which shall contain all of the following:

- (a) A description of each lot or parcel of property proposed to be subject to the assessment.
- (b) The amount of the assessment for each lot or parcel for the initial fiscal year.
- (c) The maximum amount of the assessment which may be levied for each lot or parcel during any fiscal year.
- (d) The duration of the assessment.
- (e) The basis of the assessment.
- (f) The schedule of the assessment.
- (g) A description specifying the requirements for protest and hearing procedures for the proposed assessment pursuant to Section 50078.6.

50078.5. (a) The legislative body may establish zones or areas of benefit within the local agency and may restrict the imposition of assessments to areas lying within one or more of the zones or areas of benefit established within the local agency.

(b) The benefit assessment shall be levied on a parcel, class of improvement to property, or use of property basis, or a combination thereof, within the boundaries of the local agency, zone, or area of benefit. The assessment may be levied against any parcel, improvement, or use of property to which such services may be made available whether or not the service is actually used.

50078.6. The clerk of the local agency shall cause the notice, protest, and hearing procedures to comply with Section 53753. The mailed notice shall also contain the name and telephone number of the person designated by the legislative body to answer inquiries regarding the protest proceedings.

50078.13. The local agency shall pay the county for costs, if any, incurred by the county in conducting the election. An election called by a legislative body pursuant to this article is subject to all provisions of the Elections Code applicable to elections called by the local agency. The local agency may recover the costs of the election and any other costs of preparing and levying the assessment from the proceeds of the assessment.

50078.16. The legislative body may provide for the collection of the assessment in the same manner, and subject to the same penalties as, other fees, charges, and taxes fixed and collected by, or on behalf of the local agency. If the assessments are collected by the county, the county may deduct its reasonable costs incurred for that service before remittal of the balance to the local agency's treasury.

50078.17. Chapter 9 (commencing with Section 860) of Title 10 of Part 2 of the Code of Civil Procedure applies to any judicial action or proceeding to validate, attack, review, set aside, void, or annul an ordinance or resolution levying an assessment or modifying or amending an existing ordinance or resolution. If an ordinance or resolution provides for an automatic adjustment in an assessment, and the automatic adjustment results in an increase in the amount of an assessment, any action or proceeding to attack, review, set aside, void, or annul the increase shall be commenced within 90 days of the effective date of the increase. Any appeal from a final judgment in the action or proceeding brought pursuant to this section shall be filed within 30 days after entry of the judgment.

50078.19. This article does not limit or prohibit the levy or collection of any other fee, charge, assessment, or tax for fire suppression services authorized by any other provisions of law.

50078.20. Any fire protection district may specifically allocate a portion of the revenue generated pursuant to this article to pay the interest and that portion of the principal as will become due on an annual basis on indebtedness incurred pursuant to Section 8589.13 of this code and Section 13906 of the Health and Safety Code.

APPENDIX C – ARTICLE XIIID OF THE CALIFORNIA CONSTITUTION

Proposition 218 was approved by voters as a Constitutional Amendment on November 6, 1996. It became Article XIIIC and Article XIIID of the California State Constitution and has imposed additional requirements for assessment districts. Following is a summary of the Article.

SEC.1. Application. Notwithstanding any other provision of law, the provisions of this article shall apply to all assessments, fees and charges, whether imposed pursuant to state statute or local government charter authority. Nothing in this article or Article XIIIC shall be construed to:

- (a) Provide any new authority to any agency to impose a tax, assessment, fee, or charge.
- (b) Affect existing laws relating to the imposition of fees or charges as a condition of property development.
- (c) Affect existing laws relating to the imposition of timber yield taxes.

SEC. 2. Definitions. As used in this article:

- (a) "Agency" means any local government as defined in subdivision (b) of Section 1 of Article XIIIC.
- (b) "Assessment" means any levy or charge upon real property by an agency for a special benefit conferred upon the real property. "Assessment" includes, but is not limited to, "special assessment," "benefit assessment," "maintenance assessment" and "special assessment tax."
- (c) "Capital cost" means the cost of acquisition, installation, construction, reconstruction, or replacement of a permanent public improvement by an agency.
- (d) "District" means an area determined by an agency to contain all parcels which will receive a special benefit from a proposed public improvement or property-related service.
- (e) "Fee" or "charge" means any levy other than an ad valorem tax, a special tax, or an assessment, imposed by an agency upon a parcel or upon a person as an incident of property ownership, including a user fee or charge for a property related service.
- (f) "Maintenance and operation expenses" means the cost of rent, repair, replacement, rehabilitation, fuel, power, electrical current, care, and supervision necessary to properly operate and maintain a permanent public improvement.
- (g) "Property ownership" shall be deemed to include tenancies of real property where tenants are directly liable to pay the assessment, fee, or charge in question.

(h) "Property-related service" means a public service having a direct relationship to property ownership.

(i) "Special benefit" means a particular and distinct benefit over and above general benefits conferred on real property located in the district or to the public at large. General enhancement of property value does not constitute "special benefit."

SEC. 3. Property Taxes, Assessments, Fees and Charges Limited.

(a) No tax, assessment, fee, or charge shall be assessed by any agency upon any parcel of property or upon any person as an incident of property ownership except: (1) The ad valorem property tax imposed pursuant to Article XIII and Article XIII A. (2) Any special tax receiving a two-thirds vote pursuant to Section 4 of Article XIII A. (3) Assessments as provided by this article. (4) Fees or charges for property related services as provided by this article.

(b) For purposes of this article, fees for the provision of electrical or gas service shall not be deemed charges or fees imposed as an incident of property ownership.

SEC. 4. Procedures and Requirements for All Assessments.

(a) An agency which proposes to levy an assessment shall identify all parcels which will have a special benefit conferred upon them and upon which an assessment will be imposed. The proportionate special benefit derived by each identified parcel shall be determined in relationship to the entirety of the capital cost of a public improvement, the maintenance and operation expenses of a public improvement, or the cost of the property related service being provided. No assessment shall be imposed on any parcel which exceeds the reasonable cost of the proportional special benefit conferred on that parcel. Only special benefits are assessable, and an agency shall separate the general benefits from the special benefits conferred on a parcel. Parcels within a district that are owned or used by any agency, the State of California or the United States shall not be exempt from assessment unless the agency can demonstrate by clear and convincing evidence that those publicly owned parcels in fact receive no special benefit.

(b) All assessments shall be supported by a detailed engineer's report prepared by a registered professional engineer certified by the State of California.

(c) The amount of the proposed assessment for each identified parcel shall be calculated and the record owner of each parcel shall be given written notice by mail of the proposed assessment, the total amount thereof chargeable to the entire district, the amount chargeable to the owner's particular parcel, the duration of the payments, the reason for the assessment and the basis upon which the amount of the proposed assessment was calculated, together with the date, time, and location of a public hearing on the proposed assessment. Each notice shall also include, in a conspicuous place thereon, a summary of

the procedures applicable to the completion, return, and tabulation of the ballots required pursuant to subdivision (d), including a disclosure statement that the existence of a majority protest, as defined in subdivision (e), will result in the assessment not being imposed.

(d) Each notice mailed to owners of identified parcels within the district pursuant to subdivision (c) shall contain a ballot which includes the agency's address for receipt of the ballot once completed by any owner receiving the notice whereby the owner may indicate his or her name, reasonable identification of the parcel, and his or her support or opposition to the proposed assessment.

(e) The agency shall conduct a public hearing upon the proposed assessment not less than 45 days after mailing the notice of the proposed assessment to record owners of each identified parcel. At the public hearing, the agency shall consider all protests against the proposed assessment and tabulate the ballots. The agency shall not impose an assessment if there is a majority protest. A majority protest exists if, upon the conclusion of the hearing, ballots submitted in opposition to the assessment exceed the ballots submitted in favor of the assessment. In tabulating the ballots, the ballots shall be weighted according to the proportional financial obligation of the affected property.

(f) In any legal action contesting the validity of any assessment, the burden shall be on the agency to demonstrate that the property or properties in question receive a special benefit over and above the benefits conferred on the public at large and that the amount of any contested assessment is proportional to, and no greater than, the benefits conferred on the property or properties in question.

(g) Because only special benefits are assessable, electors residing within the district who do not own property within the district shall not be deemed under this Constitution to have been deprived of the right to vote for any assessment. If a court determines that the Constitution of the United States or other federal law requires otherwise, the assessment shall not be imposed unless approved by a two-thirds vote of the electorate in the district in addition to being approved by the property owners as required by subdivision (e).

SEC. 5. Effective Date.

Pursuant to subdivision (a) of Section 10 of Article II, the provisions of this article shall become effective the day after the election unless otherwise provided. Beginning July 1, 1997, all existing, new, or increased assessments shall comply with this article. Notwithstanding the foregoing, the following assessments existing on the effective date of this article shall be exempt from the procedures and approval process set forth in Section 4:

(a) Any assessment imposed exclusively to finance the capital costs or maintenance and operation expenses for sidewalks, streets, sewers, water, flood control, drainage systems or vector control. Subsequent increases in such assessments shall be subject to the procedures and approval process set forth in Section 4.

(b) Any assessment imposed pursuant to a petition signed by the persons owning all of the parcels subject to the assessment at the time the assessment is initially imposed. Subsequent increases in such assessments shall be subject to the procedures and approval process set forth in Section 4.

(c) Any assessment the proceeds of which are exclusively used to repay bonded indebtedness of which the failure to pay would violate the Contract Impairment Clause of the Constitution of the United States.

(d) Any assessment which previously received majority voter approval from the voters voting in an election on the issue of the assessment. Subsequent increases in those assessments shall be subject to the procedures and approval process set forth in Section 4.

END NOTES

- ¹ Insurance Services Offices Inc.
<http://www.rockwall.com/FireDepartment/Insurance%20Services%20Office%20Rating%20Information.pdf>
- ² Institute for Business & Home Safety, "Protect Your Home Against Wildfire Damage,"
<http://www.ibhs.org/publications/view.asp?id=125>
- ³ Institute for Business & Home Safety, "Is Your Home Protected from Wildfire Damage? A Homeowner's Guide to Retrofit," <http://www.ibhs.org/publications/view.asp?id=130>
- ⁴ U.S. Fire Administration, Department of Homeland Security, "America Burning, Recommissioned: Principal Findings and Recommendations," p.1,
<http://www.usfa.fema.gov/downloads/pdf/abr-rep.PDF>
- ⁵ U.S. Fire Administration, Department of Homeland Security, "America Burning, Recommissioned: Principal Findings and Recommendations," p.2,
<http://www.usfa.fema.gov/downloads/pdf/abr-rep.PDF>
- ⁶ Insurance Services Offices Inc., p. 1,
<http://www.rockwall.com/FireDepartment/Insurance%20Services%20Office%20Rating%20Information.pdf>
- ⁷ Renewable Natural Resources Foundation, "Workshop on National Parks Fire Policy: Goals, Perceptions, and Reality," Renewable Resources Journal, Volume 11, Number 1, Spring 1993, p. 6
- ⁸ Weldon, Leslie A. C., "Dealing with Public Concerns in Restoring Fire to the Forest," General Technical Report INT-GTR-341 The Use of Fire in Forest Restoration, U.S. Forest Service, June 1996, p. 3
- ⁹ U.S. Forest Service, Department of Agriculture, "Social Science to Improve Fuels Management: A Synthesis of Research on Aesthetics and Fuels Management," p. 1,
http://ncrs.fs.fed.us/pubs/gtr/gtr_nc261.pdf
- ¹⁰ U.S. Forest Service, Department of Agriculture, "Social Science to Improve Fuels Management: A Synthesis of Research on Aesthetics and Fuels Management," p. 25,
http://ncrs.fs.fed.us/pubs/gtr/gtr_nc261.pdf

¹¹ Weldon, Leslie A. C., "Dealing with Public Concerns in Restoring Fire to the Forest," General Technical Report INT-GTR-341 The Use of Fire in Forest Restoration, U.S. Forest Service, June 1996, p. 2



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: Planning Division, Community Development Department

SUBJECT: Request For Designation Of Proposed Development At 350 Hitchcock Way As A Community Benefit Project

RECOMMENDATION:

That Council designate the proposed project at 350 Hitchcock Way as a Community Benefit Project pursuant to Santa Barbara Municipal Code Subsection 28.85.020.A.3 and reserve 39,000 square feet of nonresidential floor area to the project from the Nonresidential Growth Management Program's Community Benefit Category.

DISCUSSION:

The City's Nonresidential Growth Management Program, adopted in 2013, limits certain new nonresidential growth to a total of 1.35 million net new square feet until December 31, 2033. This floor area limitation is divided among three development categories: Community Benefit Projects, Small Additions, and Vacant Property. The initial allocations by City Council were: 600,000 square feet for Community Benefit Projects; 400,000 square feet for Small Additions; and 350,000 square feet for Vacant Property.

Community Benefit Projects include three subcategories: Community Priority Projects, Economic Development Projects, and Planned Development – New Automobile Sales Projects. The applicant requests designation of this proposed project as a Planned Development – New Automobile Sales Project, which is defined in the SBMC Subsection 28.85.020.A.3 as a project that proposes new automobile sales, rentals, or leasing. The applicant is requesting an allocation of 39,000 square feet from the Community Benefit Category.

Proposed Project

The project site is on a 5.8 acre parcel at 350 Hitchcock Way, zoned P-D (Planned Development), E-3 (Single Family Residential), and SD-2 (Upper State Street Area). The site is currently divided into two lease areas. The southern portion of the parcel is leased to DCH Lexus of Santa Barbara and includes an auto dealership showroom, uncovered car storage, and a service building. The northern portion of the parcel is

currently unoccupied and contains an unenclosed service bay structure with a manager's office, small warehouse, and an uncovered vehicle storage area. A subdivision application is pending that would divide the subject parcel into two lots generally corresponding with the existing lease areas. Proposed Lot 1 (the southern portion—DCH Lexus of Santa Barbara) would be 3.0 acres and proposed Lot 2 (the northern unoccupied portion) would be 2.8 acres. The proposed project would be located on Lot 2.

The proposed project consists of demolition of the approximately 15,000 square foot vacant and unenclosed service bay structure and construction of a new, two-story, approximately 39,000 square foot automobile dealership building. The future new building would include three showrooms totaling 12,500 square feet, a business and parts area totaling 5,500 square feet, enclosed service bays totaling 9,500 square feet, and an interior car storage area totaling 11,500 square feet. If the Community Benefit designation and floor area reservation are granted and the subdivision is approved, the floor area reservation would be assigned to Lot 2.

Community Benefit Project Designation

The requested Community Benefit Project floor area for 350 Hitchcock Way of 39,000 square feet represents 6.5% of the 600,000 square feet allocated to Community Benefit Projects in the Nonresidential Growth Management Program until 2033. To date, City Council has reserved a total of 127,690 square feet from the Community Benefit Category to three projects: Santa Barbara Museum of Art (8,990 square feet), Tesla, Inc. (8,700 square feet), and Direct Relief (110,000 square feet). A total of 472,310 square feet, or 78.7%, of the floor area remains available for Community Benefit Projects.

The designation of a project as a Community Benefit Project and reservation of floor area enables the City to accept the development application for processing, but does not commit City Council, the Planning Commission, or the Architectural Board of Review to approval of the project or its design. Therefore, the Community Benefit designation and reservation of floor area are not subject to environmental review pursuant to the California Environmental Quality Act. If the requested Community Benefit floor area is reserved for the project, an application may be submitted and reviewed through the City's standard process. Environmental review would be completed as part of the development application review.

ATTACHMENT: Letter from Suzanne Elledge Planning & Permitting Services, dated May 14, 2015

PREPARED BY: Dan Gullett, Project Planner

SUBMITTED BY: George Buell, Community Development Director

Council Agenda Report
Request for Designation Of The Proposed Development At 350 Hitchcock Way As A
Community Benefit Project
June 2, 2015
Page 3

APPROVED BY: City Administrator's Office



14 May 2015
REVISED

Dan Gullett, Project Planner
Planning Division
City of Santa Barbara
630 Garden Street
Santa Barbara, CA 93101

**RE: 350 Hitchcock Way – Pre-Application Review Team and Community Benefit Designation Request
Proposed Parcel 2 of 051-240-003; Pending Lot Split Application**

Dear Mr. Gullett

On behalf of Motor Village Los Angeles, applicants of 350 Hitchcock Way, we are pleased to submit this letter as part of the Pre-Application Review Team application for a new automobile dealership, a request for designation as a Community Benefit Project from the City Council, and an allocation of 39,000SF of non-residential floor area to the project from the Community Priority Category.

History and Background

Motor Village Los Angeles specializes in Italian luxury automobiles including Alfa Romeo and Maserati. The proposed Santa Barbara Alfa Romeo and Maserati dealership is part of the New Century Automotive Group. Founded in 1992, New Century Group is dedicated to providing the highest level of automotive products and services to their customers, and has a very selective partnership process as evidenced by their high level of commitment to their customers and associates. As such, New Century Group's scope of automotive operations has included BMW, Mini, Volkswagen, Infiniti, Jeep, and Airstream. They were one of the few BMW dealers to be awarded the Mini in 2002, and received awards for their Orange County Airstream dealership.

All of the New Century dealerships have a strong management infrastructure creating internal leadership opportunities for growth within the company. They pride themselves on having new and contemporary dealership facilities and also operate their own auto finance company, Universal Financial Company.

Site Information and Development History

The property is located at 350 Hitchcock Way (APN 051-240-003) and is zoned Single Family, Planned Development, and Upper State Street Special District (E-3/PD/SD-2).

The total property area is 118,480 SF (proposed parcel 2 of pending lot split application MST2014-00166) and is currently developed with a vacant service bay structure of approximately 15,000 SF that previously supported an adjacent car dealership. The City's property record files indicate that the subject site has been an auto dealership since the 1960s, and has been improved with multiple approved building additions over the decades. The site is adjacent to the Lexus automobile dealership to the south and a residential subdivision to the north.

Proposal

According to SBMC §28.85, the Nonresidential Growth Management Program, no application for new nonresidential floor area will be accepted unless the additional square footage is allocated from one or more of the growth management categories – Community Benefit, Small Addition Floor Area, and Vacant Property.

The property currently contains a vacant service bay structure of approximately 15,000 SF. The project proposes to demolish the existing structure and construct a new two-story dealership building of approximately 39,000 SF. This new building area will contain three automobile showrooms (totaling 12,500 SF), business and automobile parts (5,500 SF), enclosed service bays (9,500 SF) and interior car inventory storage (11,500 SF). The total parking required for the project is 110 spaces (27,000 SF/250 SF per space = 110 (parking is not required for the interior car storage portion of the structure). The project proposes 168 parking spaces, including four ADA spaces, for customers, service, staff and inventory.

We are seeking designation as a Community Benefit Project and request a preliminary allocation of approximately 39,000 net square feet from the Community Benefit, Planned Development – New Automobile Sales Project sub-category.

Community Benefit Project Justification

The Planned Development – New Automobile Sales Project category was established as a Community Benefit Project category to allow existing auto dealerships to carry out improvements as well as establish new auto dealerships in the City of Santa Barbara. The Santa Barbara Alfa Romeo and Maserati dealership will be staffed with approximately 15 - 20 associates upon inception and anticipates increasing their staff to 25- 30 within a two year period. In addition to providing new jobs to the City, the proposed project provides products and services which are currently not available locally. Further, there are a limited number of parcels with the appropriate zoning for new auto dealerships (Planned Development – PD). There is not an alternative location within the City of Santa Barbara for a new automobile dealership, which further underscores the justification for a Community Benefit Project classification at the subject site via the Planned Development - New Automobile Sales Project category.

Applicant Letter/Project Description
Pre- Application Review Team (PRT)/
Community Benefit Project Designation
REVISED
May 14, 2015
Page 3 of 3

For these reasons, we feel that a Community Benefit Project designation is appropriate for the proposed project.

Discretionary Approvals for Consideration

The project requests the following discretionary actions for consideration:

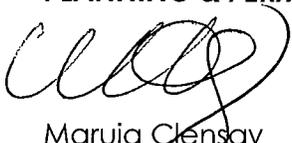
- Development Plan Approval to allocate 39,000 net square feet from the Community Benefit category per SBMC §28.85.
- Development Plan Approval for a new automobile dealership in the PD zone per SBMC §28.39.

There is great community interest in having an Alfa Romeo and Maserati dealership in the City of Santa Barbara as it would be the only Maserati dealership between Monterey and Thousand Oaks.

■ ■ ■

On behalf of the applicant and project team, we thank you for your review and comments regarding this PRT application and consideration of the Community Benefit designation request and allocation of 39,000 SF of non-residential floor area to the project from the Community Priority Category.

Sincerely,
SUZANNE ELLEDGE
PLANNING & PERMITTING SERVICES



Maruja Clensay
Associate Planner



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015
TO: Mayor and Councilmembers
FROM: City Attorney's Office
SUBJECT: Conference With City Attorney – Pending Litigation

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 *Luke Brost as Trustee for the Luke Brost Living Trust, et al., v. City of Santa Barbara, SBSC Case No. 1342979/Court of Appeal Case No. B246153.*

Scheduling: Duration, 20 minutes; anytime
Report: None anticipated

SUBMITTED BY: Ariel Calonne, City Attorney

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2015

TO: Mayor and Councilmembers

FROM: City Clerk's Office, Administrative Services Department

SUBJECT: Interviews For City Advisory Groups

RECOMMENDATION: That Council:

- A. Hold interviews of applicants to various City Advisory Groups; and
- B. Continue interviews of applicants to June 9, 2015.

DISCUSSION:

Interviews of applicants for various positions on City Advisory Groups are to be held on May 19, 2015, at an estimated time of 4:00 p.m. Applicants will also have the option to be interviewed on June 9, 2015, at an estimated time of 4:00 p.m.

For the current 40 vacancies, 83 individuals submitted 92 applications. A list of eligible applicants and pertinent information about the City Advisory Groups is attached to this report.

Applicants have been notified that to be considered for appointment they must be interviewed. Applicants have been requested to prepare a 2-3 minute verbal presentation, in response to a set of questions specific to the group for which they are applying. Applicants applying to more than one advisory group may have up to 5 minutes for their presentation.

Applicants for the Santa Barbara Youth Council were notified that they must also appear for an interview before the Youth Council. They had the option to appear on Friday, May 8, 2015, at 4:30 p.m. at the Louise Lowry Davis Center or on Monday, May 11, 2015, at 4:00 p.m. at City Hall in Council Chambers.

Appointments are scheduled to take place on June 23, 2015.

ATTACHMENT: List of Applicants

PREPARED BY: Deborah L. Applegate, Deputy City Clerk

SUBMITTED BY: Kristy Schmidt, Administrative Services Director

APPROVED BY: City Administrator's Office

ACCESS ADVISORY COMMITTEE

- One vacancy.
- Term Expiration:
 - One term: December 31, 2017
- Qualifications/Category: Resident of the City or a full-time employee of an entity doing business within the City who demonstrates an interest, experience, and commitment to issues pertaining to disability and access.
 - One representative from the Disability Community.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Disability Community (1)</i>	Robert Burnham	6/24/2014 12/16/2008		
	Jacob Lesner-Buxton			

COMMUNITY DEVELOPMENT AND HUMAN SERVICES COMMITTEE

- Four vacancies.
- Term Expirations:
 - One term expires December 31, 2016 (Disabled Community)
 - One term expires December 31, 2016 (Downtown Neighborhood)
 - One term expires December 31, 2017 (African American Community)
 - One term expires December 31, 2018 (Westside Neighborhood)
- Must be residents or employees of the designated organizations, but need not be qualified electors of the City, and must represent one of the specified categories or organizations. One representative from each:

➤ Downtown Neighborhood	➤ Westside Neighborhood	➤ African American Community
	➤ Disabled Community	
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Disabled Community (1)</i>	Charlotte A. Gullap-Moore*		1) CDHSC 2) Measure P	
	Amy Winslow			
<i>Downtown Neighborhood (1)</i>	Danah Williams*			
<i>African American Community (1)</i>	Charlotte A. Gullap-Moore*		1) CDHSC 2) Measure P	
	Zahra Nahar-Moore*			
	Danah Williams*			
<i>Westside Neighborhood (1)</i>	Zahra Nahar-Moore*			
	Alejandra Gutierrez		1) Fire and Police Commission 2) CDHSC	

*Eligible for more than one category.

COMMUNITY EVENTS & FESTIVALS COMMITTEE

- Two vacancies.
- Term Expirations:
 - Two terms expire December 31, 2015 (Business/Lodging/Retail Industry)
- Qualifications/Category:
 - Two representatives from the Business/Lodging/Retail Industry.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Business/Lodging/ Retail Industry (2)</i>	Barry Dorsey			

DOWNTOWN PARKING COMMITTEE

- One vacancy.
- Term Expiration:
 - December 31, 2015
- Qualifications/Category:
 - Appointee shall demonstrate an interest and knowledge of downtown parking issues and must be a resident of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Resident of the City (1)</i>	Ed France			
	James F. Scafide			
	Ethan Shenkman			

FIRE AND POLICE COMMISSION

- Two vacancies.
- Term Expirations:
 - One term expires, December 31, 2016.
 - One term expires, December 31, 2018.
- Qualifications/Category:
 - Qualified elector of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Electors of the City (2)</i>	Jeannie Daniel			
	Alejandra Gutierrez		1) Fire and Police Commission 2) CDHSC	
	Rigoberto Gutierrez			
	Robert Mercado		1) Water Commission 2) Fire and Police Commission	
	Kathleen (Missy) McSweeney- Zeitsoff		1) Fire and Police Commission 2) Neighborhood Advisory Council	

FIRE AND POLICE PENSION COMMISSION

- Three vacancies.
- Term Expirations:
 - One term expires December 31, 2017 (Active/Retired Police Officer)
 - Two terms expire December 31, 2018 (Qualified Electors)
- Qualifications/Categories:
 - Two qualified electors of the City who are not an active fire fighters or police officers.
 - One active or retired police officer who is a member of the Fire and Police Pension System who need not be a resident or elector of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Electors (2)</i>	Scott Tracy	12/07/2010 12/16/2008		
<i>Active or Retired Police Officer Who is a Member of the Fire and Police Pension System (1)</i>				

HOUSING AUTHORITY COMMISSION

- One vacancy.
- Term Expiration:
 - August 6, 2019
- Qualifications/Categories:
 - Qualified elector of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector – Public at Large (1)</i>	David Hughes	6/28/2011 7/03/2007		
	Brian So		1) RHMTF 2) HAC	

LIBRARY BOARD

- One vacancy.
- Term Expiration:
 - December 31, 2018
- Qualifications/Categories:
 - Qualified elector of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector (1)</i>	Will Tomlinson			

LIVING WAGE ADVISORY COMMITTEE

- Four vacancies.
- Term Expirations:
 - June 30, 2016 (Employee of Local Santa Barbara Area Non-Profit Entity)
 - June 30, 2017 (Nominee of a Local Living Wage Advocacy)
 - June 30, 2018 (Qualified Elector)
 - June 30, 2019 (Owner/Manager of a Service Contractor)
- Qualifications/Categories:
 - One member from the public at large who shall be a qualified elector of the City.
 - One member of the Committee shall be employed by a local Santa Barbara area non-profit entity.
 - One member shall be a owner/manager of a service contractor subject to the City's Living Wage Ordinance.
 - One member shall be a Nominee of a Local Living Wage Advocacy Group.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Member of the Public at Large – Qualified Elector of the City (1)</i>	Gregory Freeland			
	Mario Quezada			
	Jarrod Schwartz*			
<i>Employed by a Local Santa Barbara Area Non-Profit Entity (1)</i>	Jarrod Schwartz*			
<i>Owner/Manager of a Service Contractor Subject to the City's Living Wage Ordinance (1)</i>				
<i>Nominee of a Local Living Wage Advocacy Group (1)</i>	Anna Kokotovic	yes		

*Eligible for more than one category.

MEASURE P COMMITTEE

- Four vacancies.
- Term Expirations:
 - One term expires December 31, 2016 (Criminal Defense Attorney)
 - One term expires December 31, 2017 (Medical Professional)
 - One term expires December 31, 2018 (Resident of the City)
 - One term expires December 31, 2018 (Drug Abuse, Treatment & Prevention Counselor)
- Qualifications/Categories:
 - Criminal Defense Attorney
 - Medical Professional
 - Resident of the City
 - Drug Abuse, Treatment & Prevention Counselor
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd)	Notes
<i>Criminal Defense Attorney (1)</i>				
<i>Medical Professional (1)</i>	Charlotte A. Gullap-Moore		1) CDHSC 2) Measure P	
<i>Resident of the City (1)</i>				
<i>Drug Abuse, Treatment & Prevention Counselor (1)</i>				

NEIGHBORHOOD ADVISORY COUNCIL

- One vacancy.
- Term Expirations:
 - One term expires December 31, 2018
- Qualifications/Categories:
 - Public at Large

- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Public at Large (1)</i>	Amy I. Dunphy			
	Kathleen (Missy) McSweeney Zeitsoff		1) Fire and Police Commission 2) Neighborhood Advisory Council	

PARKS AND RECREATION COMMISSION

- One vacancy.
- Term Expiration:
 - One term expires December 31, 2017
- Qualifications/Categories:
 - Qualified electors of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector of the City (1)</i>	Ed Cavazos			

RENTAL HOUSING MEDIATION TASK FORCE

- One vacancy.
- Term Expiration:
 - One term: December 16, 2016 (Tenant)
- Qualifications/Categories: Non-City members must be affiliated with a landlord tenant organization within City limits.
 - One Tenant (City or County)
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Tenant - City or County (1)</i>	Brian So - City		1) RHMTF 2) HAC	

SANTA BARBARA YOUTH COUNCIL

- Twelve vacancies.
- Term Expirations:
 - Two terms expire June 30, 2016, (Local Alternative, Community, or Continuation HS)
 - Two terms expire June 30, 2017, (Dos Pueblos High School)
 - Three terms expire June 30, 2017, (Santa Barbara High School)
 - Two terms expires June 30, 2017, (San Marcos High School)
 - Two terms expire June 30, 2017, (Local Private High School)
 - One term expires June 30, 2017, (Member of the Public)
- Qualifications/Categories: Members must be between the ages of 13-19 years.
 - Two members from local alternative, community, or continuation high school (City or County).
 - Two members from Dos Pueblos High School (City or County).
 - Three members from Santa Barbara High School (City or County).
 - Two members from San Marcos High School (City or County).
 - Two members from a local private High School (City or County).
 - One member may be a Member at Large (City or County).
 - *Of the 15 members, 8 must be residents of the City of Santa Barbara – in current recruitment, 5 must be residents of the City.
 - *Applicants must appear for an interview before the Santa Barbara Youth Council and City Council.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Members From Local Alternative, Community, or Continuation High School (2)</i>	Allison Mariche – City (La Cuesta H. S.)			
	Manny Rea – County (La Cuesta H. S.)			
<i>Dos Pueblos High School (3)</i>	Ryan Daniel - City			
	Cindy Diaz - County			
	Alexandra Gonzalez-Edgar - County			
	Nathaniel Getachew - County			
	Amanda Hagen - County			
	Areli Lopez - County			
	Michelle Qin - County			
	Sophia Qin - County			
<i>Santa Barbara High School (3)</i>	Karim Cortez - City			
	Valerie Jaimes - County			
	Anais Amelia Jimenez - City			
	Porter Rees - City			
	Wilson Sherman - City			
	Jensen Steady - City			
	Alyssa Talaugon - City			
	Charles Thrift - City			

	Calvin Thrift - City			
	Tatum Vestal - County			
San Marcos High School (1)	Kevin Acuna - City			
	Sophia Bordofsky - City			
	Ava Castanha - City			
	Ari Chittick - City	6/25/2013		
	Cate Clancy - City			
	Miles Cole - County			
	Kendra Dayton - City			
	David Dinklage - County			
	Kadin Donohoe - County			
	Ryan Fay - City			
	Adam Fuller - City			
	Sam Fuller - City			
	Grace Ingram - County			
	Zoe Ise - County			
	Layla Landeros - County			
	Kento Perera - City			
	Bennett Reichard - County			
	Amanda Roberts - County			
Amanda Schwartz - City				
Ben Spievak - City				

	Giulia Tasca - City			
	Daniella Trisler - City			
	Zachary Wells - County			
Local Private High School (1)	Adrien Abbud – City (Providence Hall)			
	Veronika Everson – County (Providence Hall)			
	Ali Mikles – County (Bishop Diego H.S.)			
	Ty Trosky – County (Laguna Blanca H. S.)			
	Garrett Woodward – County (Bishop Diego H.S.)			
Member at Large (1)	**Any of the above referenced students			

SISTER CITIES BOARD

- One vacancy.
- Term Expiration:
 - One term expires December 31, 2016 (City).
- Qualifications/Categories:
 - One representative must be a resident of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Representative of the City (1)</i>	Denise Lu			
	Beatriz Molina			

TRANSPORTATION AND CIRCULATION COMMITTEE

- One vacancy.
- Term Expiration:
 - One term expires December 31, 2018
- Qualifications/Categories:
 - Member must be qualified electors of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Residents of the City or Qualified Elector (1)</i>	Peter Glatz			
	E. Howard Green			

WATER COMMISSION

- Two vacancies.
- Term Expirations:
 - One term expires June 30, 2015.
 - One term expires December 31, 2016.
- Qualifications/Categories:
 - Qualified elector of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd)	Notes
<i>Qualified Elector (2)</i>	Dave Davis			
	Ken Goodenough			
	Mike Jordan			
	John C. Jostes			
	David Landecker			
	Robert Mercado		1) Water Commission 2) Fire and Police Commission	
	Jordan Sager			
	John Ummel			