

**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>

**JULY 28, 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

- 12:30 p.m. - Finance Committee Meeting, David Gebhard Public Meeting Room, 630 Garden Street
- 12:30 p.m. - Ordinance Committee Meeting, Council Chamber
- 2:00 p.m. - City Council Meeting

FINANCE COMMITTEE MEETING - 12:30 P.M. IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

Subject: June 30, 2015, Investment Report And June 30, 2015, Fiscal Agent Report

Recommendation: That the Finance Committee recommend that Council:

- A. Accept the June 30, 2015, Investment Report; and
 - B. Accept the June 30, 2015, Fiscal Agent Report.
- (See Council Agenda Item No. 5)

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

- 1. Subject: Proposed Amendments To Municipal Code Chapter 5.66 On News Racks (530.01)**

Recommendation: That the Ordinance Committee review proposed improvements to the management and permitting of news racks and recommend City Council approval of the amendments to Municipal Code Chapter 5.66.

- 2. Subject: Proposed Amendments To Purchasing Code**

Recommendation: That the Ordinance Committee review proposed amendments to Chapter 4.52 of the Municipal Code regarding bidding thresholds and recommend City Council approval of the proposed changes.

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

1. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of July 14, 2015.

2. Subject: Resolution Approving A Grant Application For The Las Positas Creek Restoration Project (540.14)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Application for Grant Funds for the California River Parkways Grant Program.

3. Subject: Acceptance Of A Public Street Easement At 406 East Haley 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 New Public Street Easement on the Private Property Known as 406 East Haley Street, Located at the Corner of East Haley Street and Laguna Street, For All Street Purposes.

CONSENT CALENDAR (CONT'D)

4. Subject: Introduction Of Ordinance To Designate Fishing Areas On Stearns Wharf (570.03)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Santa Barbara Municipal Code by Adding Section 17.13.060 to Designate Fishing Areas on Stearns Wharf.

5. Subject: June 30, 2015, Investment Report And June 30, 2015, Fiscal Agent Report (260.02)

Recommendation: That Council:

- A. Accept the June 30, 2015, Investment Report; and
- B. Accept the June 30, 2015, Fiscal Agent Report.

6. Subject: Fiscal Year 2015 Interim Financial Statements For The Eleven Months Ended May 31, 2015 (250.02)

Recommendation: That Council accept the Fiscal Year 2015 Interim Financial Statements for the Eleven Months Ended May 31, 2015.

7. Subject: Professional Services Contract With Hunt Design, Inc., For The Parks And Recreation Facility Sign Replacement Project (570.08)

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a professional services agreement with Hunt Design, Inc., in the amount of \$45,000 to develop a comprehensive sign program for City parks and recreation facilities; and
- B. Authorize the Parks and Recreation Director to approve additional expenditures of up to \$5,000 to cover cost increases that may result from necessary changes in the scope of work.

8. Subject: Contract For Final Design Of The Arroyo Burro Restoration Project At Barger Canyon (540.14)

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a Professional Services Agreement with Questa Engineering Corporation in the amount of \$78,080 to prepare final design plans and construction specifications for the Arroyo Burro Restoration Project at Barger Canyon; and
- B. Authorize the Parks and Recreation Director to approve expenditures of up to \$7,800 for extra services from Questa Engineering Corporation that may result from necessary changes in the scope of work.

CONSENT CALENDAR (CONT'D)

9. Subject: Mesa Business Association Flag Agreement (530.04)

Recommendation: That Council authorize the Public Works Director to enter into a five-year agreement with the Mesa Business Association to allow them to install flags on City-owned streetlight poles.

10. Subject: Community Promotion Contract With Old Spanish Days (230.02)

Recommendation: That Council authorize the City Administrator to execute a community promotion contract with Old Spanish Days in an amount of \$101,000, covering the period from July 1, 2015, to June 30, 2016.

11. Subject: Adoption Of Ordinances For Reactivation Of The Charles E. Meyer Desalination Facility (540.10)

Recommendation: That Council:

- A. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the Approval and Execution by the City of an Installment Sale Agreement in Connection with the Desalination Plant Reactivation Project Drinking Water State Revolving Fund Project No. 4210010-005C;
- B. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the Approval, Subject to Receipt of SRF Loan For Project No. 4210010-005C, and Execution by the Public Works Director of a Contract to Design, Build, and Operate the Charles E. Meyer Desalination Facility With IDE Americas, Inc., in the Amount of \$43,437,234 and Approve Expenditures up to \$1,864,420 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; and
- C. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the Acceptance and Execution by the Public Works Director of a Lease for a Term of 25 Years With the State Of California State Lands Commission for the Continued Use and Maintenance of One 48-Inch Diameter Sewer Outfall Pipeline and Maintenance of One 42-Inch Diameter Non-Operational Outfall Pipeline and Associated Facilities, as Further Described on Exhibit "A" Attached Thereto.

CONSENT CALENDAR (CONT'D)

NOTICES

12. The City Clerk has on Thursday, July 23, 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.
13. A City Council site visit is scheduled for Monday, August 3, 2015, at 1:30 p.m. to the property located at 3425 Sea Ledge Lane, which is the subject of an appeal hearing set for August 4, 2015, at 2:00 p.m.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

REPORT FROM THE ORDINANCE COMMITTEE

PUBLIC HEARINGS

14. Subject: Solar Energy System Permits Ordinance (630.06)

Recommendation: That Council conduct a public hearing, and introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adding Chapter 22.91 to the Municipal Code and Amending Sections 28.04.050 and 28.93.030 Relating to Permitting Procedures and Construction Requirements for Solar Energy Systems.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

15. Subject: Status Of The Resource Recovery Project At Tajiguas Landfill (630.01)

Recommendation: That Council:

- A. Receive a report on the status of the proposed Resource Recovery Project at Tajiguas Landfill; and
- B. Direct staff to work with County of Santa Barbara staff to study and evaluate a public financing model for the Resource Recovery Project.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PARKS AND RECREATION DEPARTMENT

16. Subject: Council Direction On Operating Options For Santa Barbara Golf Club (570.02)

Recommendation: That Council:

- A. Receive a report on three operating models evaluated for Santa Barbara Golf Club; and
- B. Direct staff to proceed with Option B, to include a Request for Proposals for professional golf management services for golf course management, Pro Shop, and course maintenance operations; and negotiate contractual terms with the existing operators of Mulligan's Café and Bar to provide food and beverage services at the golf course.

MAYOR AND COUNCIL REPORTS

17. Subject: Request From Mayor Schneider And Mayor Pro Tempore Hart Regarding Phillips 66 Rail Extension Project Proposal (630.12)

Recommendation: That Council consider the request from Mayor Schneider and Mayor Pro Tempore Hart to send correspondence to the San Luis Obispo County Planning Commission and Board of Supervisors to express concerns about the Phillips 66 Rail Spur Extension Project regarding the safety impacts of the increased frequency of oil trains along freight corridors and request denying the Project.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

18. Subject: City Attorney Compensation Negotiations (160.01)

Recommendation: That Council hold a closed session with Kristine Schmidt, Administrative Services Director, pursuant to CA Government Code Section 54957(b)(1) and Section 54957.6 regarding the negotiation of the salary and fringe benefits applicable to the City Attorney.

Negotiators: Kristine Schmidt, Administrative Services Director

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

ADJOURNMENT

To Monday, August 3, 2015, at 1:30 p.m. at 3425 Sea Ledge Lane. (See Agenda Item No. 14)