

CITY OF SANTA BARBARA CITY COUNCIL

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Dale Francisco
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Cathy Murillo
Bendy White



Paul Casey
City Administrator

Ariel Pierre Calonne
City Attorney

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

AUGUST 4, 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.

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

1. Subject: Employee Recognition - Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through August 31, 2015.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

2. Subject: Cancellation Of The September 1, 2015, And Reinstatement Of The September 8, 2015, City Council Meetings (120.09)

Recommendation: That Council cancel the September 1, 2015, City Council meeting and reinstate the previously cancelled September 8, 2015, City Council meeting.

3. Subject: Adoption Of Ordinance To Designate Fishing Areas On Stearns Wharf (570.03)

Recommendation: That Council 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.

CONSENT CALENDAR (CONT'D)

4. **Subject: Adoption Of Solar Energy System Permits Ordinance (630.06)**

Recommendation: That Council 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.

5. **Subject: Approval Of License And Introduction Of Ordinance For Lease Agreement With D&G Lin, LLC For An Automobile Dealership At The Airport (330.04)**

Recommendation: That Council:

- A. Authorize the Airport Director to execute a three-year License Agreement with D&G Lin, LLC, a California Limited Liability Company, for construction of an automobile dealership on 167,713 square feet of land at 6210 Hollister Avenue, at the Santa Barbara Airport, at a monthly rental of \$1,000, effective upon the date of execution by both parties; and
- B. Introduce and subsequently 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 Twenty-Year Lease Agreement, With Two Five-Year Options, for 167,713 Square Feet of Land at 6210 Hollister Avenue, at the Santa Barbara Airport, With D&G Lin, LLC, a California Limited Liability Company, at a Monthly Rental of \$20,000, Exclusive of Utilities, Effective Upon Issuance of a Certificate of Occupancy by the City.

6. **Subject: Professional Services Agreement With Mitchell & Associates For Audit Services Of Percentage Rent Tenants At The Waterfront (570.03)**

Recommendation: That Council authorize the City Administrator to execute a Professional Services Agreement with Mitchell & Associates for revenue examinations/audits of percentage rent tenants at the Waterfront in a total amount not to exceed \$35,000 for Fiscal Year 2016.

7. **Subject: State Of California Office Of Traffic Safety Selective Traffic Enforcement Grant (520.04)**

Recommendation: That Council:

- A. Accept a grant from the State of California, Office of Traffic Safety, in the amount of \$280,000, and authorize the Chief of Police to execute the grant agreement; and
- B. Increase appropriations and estimated revenues by \$280,000 in the Miscellaneous Grants Fund for Fiscal Year 2016 for the Selective Traffic Enforcement Program.

CONSENT CALENDAR (CONT'D)

8. Subject: Contract For Construction Of The Zone 2 (Upper State Street, Samarkand, and San Roque Neighborhoods) Pavement Preparation/Overlay Project (530.04)

Recommendation: That Council:

- A. Award a contract with Granite Construction Company in their low bid amount of \$2,415,969 for construction of the Zone 2 Pavement Preparation/Overlay Project, and authorize the Public Works Director to execute the contract and approve expenditures up to \$193,278 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;
- B. Authorize the Public Works Director to execute a contract with Flowers & Associates, Inc., in the amount of \$179,905 for construction support services, and approve expenditures of up to \$17,991 for extra services that may result from necessary changes in the scope of work;
- C. Authorize an increase in appropriations by \$313,232 from reserves in the Measure A Fund for the Zone 2 Pavement Preparation/Overlay Project; and
- D. Authorize an increase in appropriations and estimated revenues by \$54,400 in the Streets Capital Fund for the Zone 2 Pavement Preparation/Overlay Project funded from revenues received from Vista Oceano La Mesa Venture LLC.

9. Subject: Contract For Construction Of The Zone 2 (Upper State Street, Samarkand, and San Roque Neighborhoods) Slurry Seal Project (530.04)

Recommendation: That Council:

- A. Award a contract with American Asphalt South, Inc., in their low bid amount of \$489,389 for construction of the Zone 2 Slurry Seal Project, and authorize the Public Works Director to execute the contract and approve expenditures up to \$48,939 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
- B. Authorize the Public Works Director to execute a contract with Flowers & Associates, Inc., in the amount of \$106,675 for construction support services, and approve expenditures of up to \$10,668 for extra services that may result from necessary changes in the scope of work.

CONSENT CALENDAR (CONT'D)

10. Subject: Contract For Design Of Light Industrial Buildings On Airport Parcels 17 And 22 (560.04)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Kupiec Architects PC, in the amount of \$280,000, for design services of the Airport Parcels 17 and 22 Development Project, and authorize the Public Works Director to approve expenditures of up to \$28,000 for extra services of Kupiec Architects PC that may result from necessary changes in the scope of work.

11. Subject: Introduction Of Ordinance For Grant Funding Agreement For Recycled Water Plant Replacement Project (540.13)

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 Approval and Execution by the Public Works Director of a Proposition 84 Integrated Regional Water Management Subgrant Agreement with the Santa Barbara County Water Agency, Pertaining to the Grant Funding Award of \$1,045,222 for the City of Santa Barbara Recycled Water Enhancement (or Replacement) Project.

12. Subject: Sole Source Authorization To Purchase Acoustic Testing Equipment For The Wastewater Collection System (540.13)

Recommendation: That Council:

- A. Approve and authorize the General Services Manager to issue a Sole Source Purchase Order to 3T Equipment Company for \$51,510.64, for the purchase of sanitary sewer acoustic testing equipment; and
- B. Find it to be in the City's best interest to approve equipment standardization for sanitary sewer acoustic testing equipment for the next five-year period, in accordance with Sections 4.52.070 (k) and (l) of the Municipal Code.

13. Subject: Response To 2014-2015 Santa Barbara County Grand Jury Report On Zoning Information Reports (150.04)

Recommendation: That Council:

- A. Receive the Santa Barbara County Grand Jury Report on Zoning Information Reports; and
- B. Authorize the Mayor to send a letter forwarding the City's response to the Grand Jury Report.

CONSENT CALENDAR (CONT'D)

NOTICES

14. The City Clerk has on Thursday, July 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 concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

15. **Subject: Capital Improvement Projects: Annual Report For Fiscal Year 2015 (230.01)**

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

PUBLIC HEARINGS

16. **Subject: Appeal Of Planning Commission Approval Of An Amended Coastal Development Permit For A New Pool At 3425 Sea Ledge Lane (640.07)**

Recommendation: That Council deny the appeal of Chris Krach-Bastian, and uphold the decision of the Planning Commission to approve an Amendment to a Coastal Development Permit for a new pool, spa, pool equipment and safety fencing at 3425 Sea Ledge Lane, making the findings and adopting the conditions specified in Planning Commission Resolution No. 011-15.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

ADJOURNMENT