

**CITY OF SANTA BARBARA  
CITY COUNCIL**

**Helene Schneider**  
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**Gregg Hart**  
*Mayor Pro Tempore*  
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**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>

**SEPTEMBER 8, 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](http://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 September 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 July 28, August 4, and August 11, 2015, the adjourned regular meeting of August 3, 2015, and the regular meetings (cancelled) of August 18, August 25, and September 1, 2015.

**3. Subject: Introduction Of Ordinance To Amend Municipal Code Chapter 5.66, News Racks (530.01)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 5.66 of the Santa Barbara Municipal Code to Establish News Rack Regulations.

## CONSENT CALENDAR (CONT'D)

**4. Subject: Introduction Of Ordinance For Amendment To Agreement For Elings Park Recycled Water Booster Pump Station (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 Approving Amendment No. 1 to Agreement No. 24,316 Between the City of Santa Barbara and The Elings Park Foundation Dated January 10, 2013, for the Use and Delivery of the City's Recycled Water and for the Construction of an On-Site Recycled Water Booster Pump Station at Elings Park.

**5. Subject: Increase In Construction Change Order Authority For Elings Park Recycled Water Pump Station Project (540.13)**

Recommendation: That Council:

- A. Approve a transfer of \$214,795 from Water Operating Fund reserves to the Water Capital Fund;
- B. Increase appropriations and estimated revenues by \$214,795 in the Water Capital Fund for the Elings Park Recycled Water Pump Station Project;
- C. Authorize an increase in the Public Works Director's change order authority to approve expenditures for extra work for the Elings Park Recycled Water Pump Station Project, Contract No. 25,181, with Pacific Coast Excavation, Inc., in the amount of \$150,000, for a total project expenditure authority of \$385,264;
- D. Authorize an increase in the Public Works Director's change order authority to approve expenditures for extra work for the Elings Park Recycled Water Pump Station Project, Contract No. 24,879 for design services with Stantec, in the amount of \$7,500, for a total project change order expenditure authority of \$54,800; and
- E. Authorize an increase in the Public Works Director's change order authority to approve expenditures for extra work for the Elings Park Recycled Water Pump Station Project, Contract No. 25,182 for construction support services with Mimiaga Engineering Group, in the amount of \$32,289, for a total project change order expenditure authority of \$58,029.

**6. Subject: Adoption Of Ordinance Amending Purchasing Code (340.02)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the City Council of the City of Santa Barbara Amending Chapter 4.52 of Title 4 of the Santa Barbara Municipal Code Providing Procedures for the Purchase of Equipment, Supplies, and Services.

## CONSENT CALENDAR (CONT'D)

**7. Subject: Adoption Of Ordinance For Annexation Of Santa Barbara Museum Of Natural History's Western Parcels (680.04)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 (Zone Map) of Title 28 of the Municipal Code Pertaining to Zoning Upon Annexation of Assessor's Parcel Nos. 023-250-039, -066, and -068, and a Portion of the Las Encinas Road Easement, in the Upper East Neighborhood.

**8. Subject: Public Safety Communications Manager Salary Range (410.06)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 15-056, the Position and Salary Control Resolution for Fiscal Year 2016, Affecting the Salary Range for Public Safety Communications Manager Effective September 8, 2015.

**9. Subject: July 2015 Investment Report (260.02)**

Recommendation: That Council accept the July 2015 Investment Report.

**10. Subject: Office Lease With Brophy & Sons, Inc., In The Santa Barbara Harbor (330.04)**

Recommendation: That Council approve a five-year lease agreement with Brophy and Sons, Inc., for administrative and accounting office space at 125 Harbor Way, at an initial base rent of \$1,177 per month.

**11. Subject: Lease Agreements With Nonprofit Organizations At The Westside Neighborhood Center And Louise Lowry Davis Center (330.04)**

Recommendation: That Council authorize the Parks and Recreation Director to execute lease agreements for office space for the Independent Living Resources Center, Special Olympics Southern California, and UCP/Work Inc at the Westside Neighborhood Center; and for the United Cerebral Palsy Association of Los Angeles, Ventura, and Santa Barbara Counties at the Louise Lowry Davis Center.

## CONSENT CALENDAR (CONT'D)

**12. Subject: Service Agreement With Ecco Wireless To Provide Wireless Internet Service To The Harbor Area (570.03)**

Recommendation: That Council approve a five-year service agreement with Ecco Wireless USA, Inc., providing wireless internet service to the Harbor area users on a subscription basis, at no cost to the Waterfront Department.

**13. Subject: Agreements For Afterschool Recreation Programs (570.06)**

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to enter into three agreements with the Santa Barbara Unified School District (SBUSD) for the Recreation Afterschool Program (RAP), Afterschool Opportunities for Kids (A-OK), and Junior High Afterschool Sports Program; and
- B. Reduce revenues and appropriations in the Fiscal Year 2016 Parks and Recreation Miscellaneous Grants Fund for the A-OK program in the amount of \$16,098.

**14. Subject: Contract For Construction Of El Estero Wastewater Treatment Plant Sodium Hypochlorite Line (540.13)**

Recommendation: That Council award a contract with Lash Construction in the low bid amount of \$114,100 for construction of the El Estero Wastewater Treatment Plant Sodium Hypochlorite Line, Bid No. 3761, and authorize the Public Works Director to execute the contract and approve expenditures up to \$11,410 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.

**15. Subject: Contract Change Order For Interim City Engineer With MCM Management Company (530.01)**

Recommendation: That Council authorize an increase in the Professional Services contract with MCM Management Company in the amount of \$75,000, for a total contract amount to not exceed \$110,000, for Desi Alvarez to serve as Interim City Engineer for no more than six months.

**16. Subject: Assignment Of Lease With Madame Rosinka At Stearns Wharf (330.04)**

Recommendation: That Council approve the assignment of Lease Agreement No. 23,986 from Barbara Adams, d.b.a. Madame Rosinka, to John and Dolly Adams, for the 153 square-foot retail space located at 221-B Stearns Wharf, at a monthly rent of \$786.40.

## CONSENT CALENDAR (CONT'D)

**17. Subject: Assignment Of Agreement For Energy Management System (630.06)**

Recommendation: That Council authorize the Public Works Director to assign Agreement No. 388117 from McKinstry, Inc., to Energy Hippo, Inc.

**18. Subject: State Grant To Address Underage Drinking, Excessive Drinking And Alcohol-Related Vehicle Accidents (520.04)**

Recommendation: That Council:

- A. Accept \$28,498 from the County of Santa Barbara Alcohol, Drug & Mental Health Services Strategic Prevention Framework State Incentive Grant to address underage and excessive drinking and alcohol-related motor vehicle accidents for Fiscal Year 2016; and
- B. Increase appropriations and estimated revenues by \$28,498 in the Police Miscellaneous Grants Fund for Fiscal Year 2016.

**19. Subject: Increase Grant Revenues And Appropriations For The Highway Safety Improvements Program Traffic Signal Upgrades Project (530.05)**

Recommendation: That Council:

- A. Accept Highway Safety Improvements Program Grant funding in the total amount of \$417,984 for the Highway Safety Improvements Program Traffic Signal Upgrades Project;
- B. Reverse the transfer and appropriation of \$417,984 from the Streets Capital Fund to the Streets Grant Fund; and
- C. Authorize an increase of \$417,984 in estimated revenues and appropriations in the Fiscal Year 2016 Streets Grant Fund for the Highway Safety Improvements Program Traffic Signal Upgrades Project.

**20. Subject: Approval Of Parcel Map And Execution Of Agreements For 3626 San Remo Drive (640.08)**

Recommendation: That Council approve and authorize the City Administrator to execute and record Parcel Map Number 20,818 and standard agreements relating to the approved subdivision at 3626 San Remo Drive, and authorize the City Engineer to record, upon completion of any required public improvements, a recital document stating that the public improvements have been completed and that the previously recorded Land Development Agreement may be removed from the title record.

## **CONSENT CALENDAR (CONT'D)**

### NOTICES

21. The City Clerk has on Thursday, September 3, 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.
22. Recruitment For City Advisory Groups:
  - A. The City Clerk's Office will accept applications through Tuesday, October 6, 2015, at 5:30 p.m. to fill scheduled vacancies on various City Advisory Groups and the unscheduled vacancies resulting from resignations received in the City Clerk's Office through Wednesday, September 23, 2015;
  - B. The City Council will conduct interviews of applicants for vacancies on various City Advisory Groups on Tuesday, October 20, 2015, at 4:00 p.m. (Estimated Time), Tuesday, October 27, 2015, at 4:00 p.m. (Estimated Time), and Tuesday, November 17, 2015, at 6:00 p.m.; and
  - C. The City Council will make appointments to fill the vacancies on various City Advisory Groups on Tuesday, December 8, 2015.

**This concludes the Consent Calendar.**

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### CITY ADMINISTRATOR

23. **Subject: Funding Recommendations For Events And Festivals, Contract With The Santa Barbara County Arts Commission, And Community Arts Update (610.04)**

Recommendation: That Council:

- A. Review and approve the Arts Advisory Committee and Community Events and Festivals Committee funding recommendations for Fiscal Year 2016;
- B. Authorize the City Administrator to execute an agreement with the Santa Barbara County Arts Commission in the amount of \$461,000 as approved in the Fiscal Year 2016 budget; and
- C. Receive an update from the County Arts Commission on community art programs and the status of the Community Arts Workshop.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)**

### **CITY ATTORNEY**

**24. Subject: Sign Regulations After The United States Supreme Court's Decision In Reed v. Town Of Gilbert, Arizona (640.02)**

Recommendation: That Council appoint an 11-member Sign Ordinance Review Committee to review the City's sign regulations in order to assure compliance with the First Amendment. The Committee would make check-in reports to Council at strategic points during the process and offer recommended ordinance amendments in a final report to the Ordinance Committee and Council.

## **COUNCIL AND STAFF COMMUNICATIONS**

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

## **ADJOURNMENT**