

**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>

**SEPTEMBER 15, 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.

## **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)**

**1. Subject: Statement Of Investment Policy And Delegation Of Investment Authority For Fiscal Year 2016 (120.03)**

Recommendation: That the Finance Committee recommend that Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Investment Policy for the City and Rescinding Resolution No. 14-060.

(See Council Agenda Item No. 4)

**2. Subject: Fiscal Year 2015 Fourth Quarter Review (120.03)**

Recommendation: That Finance Committee recommend that Council:

- A. Hear a report from staff on the status of revenues and expenditures in relation to budget for the Fiscal Year ended June 30, 2015;
- B. Accept Interim Financial Statements for the Fiscal Year Ended June 30, 2015; and
- C. Approve the proposed adjustments to the Fiscal Year 2015 budget as detailed in the attached Schedule of Proposed Fourth Quarter Budget Adjustments.

(See Council Agenda Item No. 14)

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

- 1. Subject: Amendments To The Peddling And Soliciting Ordinance Instituting Time, Place, And Manner Restrictions on Street Vending From Vehicles (120.03)**

Recommendation: That the Ordinance Committee review and comment upon proposed amendments to the City's peddling and soliciting ordinance that provide specific guidelines regarding the time, place, and manner of street vending, and that the Ordinance Committee forward its recommendations to the Council.

- 2. Subject: Ordinance To Permit Carshare Operations On City-Owned Properties And Within The Right Of Way (120.03)**

Recommendation: That the Ordinance Committee forward to Council for introduction An Ordinance of the Council of the City of Santa Barbara Adding Chapter 10.73 to the Santa Barbara Municipal Code to Establish a Carshare Vehicle Permit Program.

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

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**CEREMONIAL ITEMS**

- 1. Subject: Proclamation Declaring September 2015 As National Alcohol And Drug Addiction Recovery Month (120.04)**

**CHANGES TO THE AGENDA**

**PUBLIC COMMENT**

## CONSENT CALENDAR

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

Recommendation: That Council 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.

**3. Subject: Adoption Of Ordinance For Amendment To Agreement For Elings Park Recycled Water Booster Pump Station (540.13)**

Recommendation: That Council 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 Onsite Recycled Water Booster Pump Station at Elings Park.

**4. Subject: Statement Of Investment Policy And Delegation Of Investment Authority For Fiscal Year 2016 (260.01)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Investment Policy for the City and Rescinding Resolution No. 14-060.

**5. Subject: Recodification Of Ordinance Authorizing Design-Build-Operate Public Works Contracts (540.10)**

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 Adding Section 4.52.165 Pertaining to Public Works Contracts.

**6. Subject: Resolution Adopting The Findings For 1912 Mission Ridge Road Appeal (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 Granting Final Approval of the Project Design Approval for Additions to the Residence at 1912 Mission Ridge Road.

## CONSENT CALENDAR (CONT'D)

### 7. **Subject: Contract For Construction Of Live-Fire Training Facilities Site Work Project (520.03)**

Recommendation: That Council:

- A. Award a contract with Hanly General Engineering Corporation in their low bid amount of \$89,229.50 for construction of the Fire Training Facilities Site Work Project, Bid No. 3795; and authorize the Public Works Director to execute the contract and approve expenditures up to \$8,923 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. Accept the donation from Santa Barbara County Fire Department, Montecito Fire Protection District, Joint Apprenticeship Committee, and the McCaw Foundation in the total amount of \$117,774 for construction of the Fire Training Facilities Site Work Project; and
- C. Increase estimated revenues and appropriations for the Fire Training Facilities Site Work Project in the Capital Outlay Fund by \$117,774, bringing the funding for the Project to \$357,774.

### 8. **Subject: Introduction Of Ordinances For Lease Amendments With Mercury Air Center - Santa Barbara, Inc. And Signature Flight Support Corporation (330.04)**

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 and Authorizing the Airport Director to Execute a Lease Amendment to Lease Agreement No. 200846, as Previously Amended November 22, 2011, with Mercury Air Center - Santa Barbara, Inc., a California Corporation, dba Atlantic Aviation, Amending the "Term" and "Rent" Provisions to Extend the Expiration Date to May 8, 2018, and Provide for Appropriate Rental Increases During the Extended Term; 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 Lease Amendment to Restated Lease No. 12,037.2, with Signature Flight Support Corporation, a California Corporation, Dated October 18, 2012, Amending the "Term" and "Rent" Provisions to Extend the Expiration Date to May 8, 2018, and Provide for Appropriate Rental Increases During the Extended Term.

## CONSENT CALENDAR (CONT'D)

**9. Subject: Contract For Design Of Cota Parking Lot Improvements And Access Control Project (550.01)**

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Stantec Consulting Services, Inc., in the amount of \$34,775 for design services of the Cota Lot Improvements and Access Control Project and approve expenditures of up to \$3,478 for extra services that may result from necessary changes in the scope of work, for a total contract amount of \$38,253.

**10. Subject: Contract For Professional Services For The Listing And Sale Of Excess City Properties Acquired For Bridge Replacement Projects (530.01)**

Recommendation: That Council authorize the Public Works Director to execute a contract for professional services with Goodwin & Thyne Properties for the listing and sale of the excess residential City-owned properties known as 221 West Cota Street, 230 West Cota Street, 536 Bath Street, and 20 West Mason Street.

**11. Subject: Contract For Construction Of Pedestrian Crosswalk Improvements At Four Intersections (530.04)**

Recommendation: That Council:

- A. Accept Highway Safety Improvement Program grant funding in the total amount of \$493,500 for the Highway Safety Improvements Program Pedestrian Crosswalk Enhancements Project;
- B. Award a contract with Lash Construction, Inc., in their low bid amount of \$442,466.50 for construction of the Highway Safety Improvement Program Pedestrian Crosswalk Enhancements Project, Bid No. 3681; and authorize the Public Works Director to execute the contract and approve expenditures up to \$44,250 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;
- C. Approve the transfer of \$76,217 in available appropriations from the Streets Capital Fund to the Streets Grant Fund and appropriate for the use of the Highway Safety Improvement Program Pedestrian Crosswalk Enhancements Project in the Streets Grants Fund; and
- D. Authorize an increase in appropriations and estimated revenues related to the Highway Safety Improvement Program grant funding by \$493,500 in the Fiscal Year 2016 Streets Grant Fund to cover the cost of construction.

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

### **12. Subject: Compliance With Healthy Workplace Healthy Family Act Of 2014 (410.01)**

Recommendation: That Council:

- A. Review sick leave administration changes for regular employees to comply with the Healthy Workplace Healthy Family Act of 2014;
- B. Ratify the agreement with the Hourly Bargaining unit through introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Existing 2014-2016 Memorandum Of Understanding Between the City Of Santa Barbara and the Hourly Employees' Bargaining Unit to Comply with the Healthy Workplace Healthy Family Act of 2014; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving an Unrepresented Hourly Employees Paid Sick Leave Law Policy.

## **NOTICES**

- 13. The City Clerk has on Thursday, September 10, 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.**

## **REPORT FROM THE FINANCE COMMITTEE**

## **REPORT FROM THE ORDINANCE COMMITTEE**

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

### **FINANCE DEPARTMENT**

### **14. Subject: Fiscal Year 2015 Fourth Quarter Review (250.02)**

Recommendation: That Council:

- A. Hear a report from staff on the status of revenues and expenditures in relation to budget for the Fiscal Year ended June 30, 2015;
- B. Accept the Interim Financial Statements for the Fiscal Year Ended June 30, 2015; and
- C. Approve the proposed adjustments to the Fiscal Year 2015 budget as detailed in the Schedule of Proposed Fourth Quarter Budget Adjustments.

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

### **PUBLIC WORKS DEPARTMENT**

**15. Subject: Southern California Edison Reliability Project Update (380.01)**

Recommendation: That Council receive and comment on a presentation by Southern California Edison on their Downtown Santa Barbara Reliability Project.

**16. Subject: Request From Montecito Water District For Regional Use Of The Charles E. Meyer Desalination Plant (540.10)**

Recommendation: That Council:

- A. Direct Staff to send a letter to Montecito Water District to initiate formal discussions regarding the use of the City's Charles E. Meyer Desalination Plant as a Regional Water Supply; and
- B. Appoint an Ad Hoc Council Committee to consult with staff as issues arise.

### **MAYOR AND COUNCIL REPORTS**

**17. Subject: Council Liaison To The Cachuma Operations And Maintenance Board (540.03)**

Recommendation: That Council affirm the appointment of Councilmember Bendy White as the Council liaison to the Cachuma Operations And Maintenance Board, and select an alternate.

**18. Subject: Request From Mayor Schneider And Councilmember Murillo Regarding Planned Parenthood Health Care and Educational Services (180.02)**

Recommendation: That Council:

- A. Consider the request from Mayor Schneider and Councilmember Murillo to receive a presentation regarding Planned Parenthood centers; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Recognizing Planned Parenthood for Its Important Contributions to Women's Health in the City of Santa Barbara.

### **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

## CLOSED SESSIONS

### 19. Subject: Conference with City Attorney - Existing Litigation (160.03)

Recommendation: That Council hold a closed session to confer with the City Attorney regarding existing litigation pursuant to Government Code section 54956.9(d)(1), and take appropriate action as needed.

The existing litigation is:

*Carter, Camille v. City of Santa Barbara*, SBSC Case No. 1438672

*Reyes, Toni M. v. City of Santa Barbara*, SBSC Case No. 1416050

*Wikman, Monika v. City of Santa Barbara*, SBSC Case No. 1467345

*Fox, Karen et al. v. City of Santa Barbara, et al.*, SBSC Case No. 1469026

*Martinson, Trevor J. v. City of Santa Barbara*, SBSC Case No. 1486849

*Corral, Debra, and Sanchez, Theodore (Deceased), Trustees v. City of Santa Barbara*, SBSC Case No. 1466439

Scheduling: Duration, 60 minutes; anytime

Report: None anticipated

## ADJOURNMENT